

Washington, Wednesday, December 16, 1942

Regulations

TITLE 8-ALIENS AND NATIONALITY Chapter I-Immigration and Naturaliza-

tion Service

[Fifth Supplement to General Order No. C-26]

PART 150—ARREST AND DEPORTATION

SUSPENSION OF DEPORTATION

DECEMBER 9, 1942.

Pursuant to the authority contained in section 23 of the Act of February 5, 1917 (39 Stat. 892; 8 U.S.C. 102); section 24 of the Act of May 26, 1924 (43 Stat. 166; 8 U.S.C. 222); section 1 of Reorganization Plan No. V (5 F.R. 2223); section 37 (a) of the Act of June 28, 1940 (54 Stat. 675; 8 U.S.C. 458), and § 90.1, Title 8, Chapter I, Code of Federal Regulations (7 F.R. 6753), the following amendment of Part 150 of the said regulations is hereby promulgated.

Section 150.10 is amended to read as follows:

§ 150.10 Special procedure; application by an alien prior to arrest for suspension of deportation—(a) Who may apply. Any alien who believes himself to be subject to deportation and against whom deportation proceedings have not been instituted by the issuance of a warrent of arrest, as provided in § 150.3 or 150.11 (a) may voluntarily submit himself to the jurisdiction of the Immigration and Naturalization Service and make written application for suspension of deportation. Such application may be made by filing Forms I-256 and I-55,* properly filled in and executed in triplicate, at the office of the Immigration and Naturalization Service having jurisdiction over the applicant's place of residence.

(b) Eligibility. An alien is eligible to be considered for suspension of deporta-

(1) He is deportable under any law of the United States, except

*Not filed with the Division of the Federal

¹6 F.R. 68, 600, 5463, 5747; 7 F.R. 4601, 8582.

(i) The Act of October 16, 1918, as amended (anarchist and similar classes);

(ii) The Act of May 26, 1922 (narcotic); or (iii) The Act of February 18, 1931, as

amended (narcotic); or

(iv) Any of the provisions of section 19 (a) of the Act of February 5, 1917, as amended, as relates to criminals, prostitutes, procurers, or other immoral persons, the mentally and physically defi-cient, anarchists, and similar classes; or

(v) Section 19 (b) of the Act of February 5, 1917, as amended (smuggling of aliens, unlawful possession of weapons, violation of Title I, Alien Registration Act. 1940); and

(2) He has proved good moral character for the preceding five years; and

(3) He is not racially inadmissible or

ineligible to naturalization; and
(4) It is found that such deportation would result in serious economic detriment to a citizen or legally resident alien who is the spouse, parent, or minor child of such alien.

(c) Issuance of warrant of arrest. If, upon the filing of Forms I-256 and I-55, the officer in charge of the district be-lieves from the facts set forth therein that the alien is subject to deportation, and finds that there is no warrant of arrest outstanding, such officer shall issue a warrant of arrest stating the charges upon which he believes the allen to be subject to deportation. If a warrant issues under this paragraph, one copy each of such warrant and of Forms I-256 and I-55 shall be immediately forwarded to the Central Office.

(d) Documents and investigation required. Where a warrant of arrest has been issued under this section and Forms I-256 and I-55 have been accepted as a prima facie showing of eligibility for suspension of deportation, the alien shall be advised (1) to obtain promptly and furnish the officer in charge, official certifications to establish his relationship to those he claims would suffer economic detriment by his deportation, and if such persons are citizens of the United States, evidence of their citizenship, and (2) submit the affidavits of two witnesses, preferably citizens, and if the alien is

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employed, one from his employer, who can vouch for the alien's good moral character for the preceding five years. The officer in charge shall obtain verifications of such entries of the alien and other persons as are pertinent to the case and shall also cause an investigation to be conducted for the purpose of obtaining facts which will bear upon the alien's claim to eligibility for relief under the provisions of paragraph (b). The investigating officer shall make a written report of his investigation to be included in the record.

(e) Notice to appear for hearing; counsel. When the necessary entries have been verified and the documents required of the alien and the report of the investigating officer have been submitted. the alien shall be notified to appear for a hearing at a time and place to be designated by the officer in charge. If the alien is married and suspension of deportation is sought on the ground of economic detriment to the spouse, the alien shall be required to produce such spouse at the hearing. The alien shall also be informed that he may be repre-

sented at the hearing by counsel. (f) Hearing and record. Upon the alien's appearance and the service on him of the warrant of arrest, if not previously served, the alien shall be granted a hearing to establish his deportability and eligibility for suspension of deportation. The presiding inspector assigned to conduct the hearing shall not be the same officer who conducted the investigation except in cases of necessity as determined by the officer in charge. The presiding inspector shall (1) apprise the alien that the purpose of the hearing is to establish the facts as to his deportability and eligibility for suspension of deportation, (2) place the alien under oath or affirmation, (3) advise the alien of the penalty for perjury and that any false answers to any of the questions in the application or General Information Form or at the hearing, may bar him from the relief he requests, and (4) enter of record as exhibits identified by number, copy of the formal warrant of arrest, Form I-256 and I-55, certifications and affidavits submitted by the alien, the written report of the investigation, and the reports as to records of the alien's entries and of the entries of such other persons as are material to the case. If the alien is married, the spouse shall be questioned for the purpose of determining whether the alien is eligible for suspension of deportation. The presiding inspector may question the alien and, in his discretion, require presentation of other witnesses for examination as to the deportability of the alien or his eligibility for suspension of

deportation. At the hearing the alien should be afforded an opportunity to present any evidence he desires in sup-port of his application. The presiding inspector, by questioning the alien and the witnesses, shall attempt to reconcile any discrepancies of fact occurring in the record.

(g) Memorandum of the presiding inspector. If, on the basis of the evidence presented as provided in paragraph (f). the presiding inspector is satisfied of the alien's deportability and that he is entitled to the relief sought, he shall prepare a memorandum, stating therein only the grounds for the alien's deportability and that he appears eligible for suspension of deportation under section 19 (c) (2) of the Immigration Act of 1917, as amended. A copy of the memorandum shall be furnished the alien. The entire record shall then be delivered to the officer in charge of the district for transmittal to the Central Office.

(h) Termination of special procedure. The special procedure provided for in paragraphs (f) and (g) of this section may be terminated forthwith (1) by the officer in charge of the district at any time prior to the transmittal of the record to the Central Office, upon a determination that the alien may leave for parts unknown, or is failing without cause to prosecute his application, or that the alien's eligibility for suspension of deportation is questionable; or (2) by the Central Office at any time prior to the submission of the record to the Board of Immigration Appeals; or (3) by the Board of Immigration Appeals at any time. If such special procedure has been terminated as herein provided, the alien may be released under bond or on his own recognizance and his case shall be handled as other deportation cases under §§ 150.4 to 150.9, inclusive, commencing with the proceedings immediately following the service of the war-rant of arrest. The removal of any case from the procedure provided in this section shall be without projudice to the alien's application for suspension of deportation. (Sec. 19 (c), 39 Stat. 889, 54 Stat. 671; 8 U.S.C. 155 (c))

EARL G. HARRISON, Commissioner of Immigration and Naturalization. APPROVED:

FRANCIS BIDDLE, Attorney General.

[F. R. Doc. 42-13336; Filed, December 14, 1942; 12:28 p. m.]

> TITLE 19—CUSTOMS DUTIES Chapter I—Bureau of Customs (T.D. 507851

PART 8-ARTICLES CONDITIONALLY FREE. SUBJECT TO REDUCED RATE, ETC.

FREE ENTRY OF GIFTS FROM MEMBERS OF UNITED STATES ARMED FORCES

December 14, 1942.

Bona fide gifts from a member of the armed forces of the United States on duty outside the continental limits of the United States entitled to free entry under Public Law 790, approved December 5, 1942. IThis document inserts a new § 8.61a in Title 19, Code of Federal Regulations!

Public Law 790, approved December 5, 1942, to provide for the free entry into the United States or its Territories or possessions of bona fide gifts from a member—of the armed forces of the United States on duty outside the continental limits of the United States, is published below:

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That under such regulations as the Secretary of the Treasury shall prescribe so much of any shipment as does not exceed \$50 in value shall be admitted into the United States or its Territories or possessions free of all customs duties, charges, or exactions, or internal-revenue taxes imposed upon or by reason of importation, if there is filed in connection with the entry satisfactory evidence that the articles for which free entry is claimed are bona fide gifts from a member of the armed forces of the United States on duty outside the continental limits of the United States.

SEC. 2. This Act shall be effective with respect to articles entered for consumption or withdrawn from warehouse for consumption on or after the day following the date of its enactment and before the expiration of six months after the termination of hostilities as determined by proclamation of the President, or by concurrent resolution of the Congress.

The following regulations are hereby prescribed pursuant to the provisions of the foregoing Act:

§ 8.61a Bona fide gifts from a member of the armed forces of the United States.
(a) Under Public Law 790, approved December 5, 1942, collectors of customs shall accord entry free of duty, internal-revenue taxes, and customs charges and exactions to bona fide gifts from members of the armed forces of the United States on duty outside the continental limits of the United States to the extent of \$50 in value in any shipment.

(b) Satisfactory evidence that articles are bona fide gifts from a member of the armed forces of the United States on duty outside the continental United States will have been filed in connection with the entry within the meaning of Public Law 790 if:

(1) The shipment is accompanied by a declaration or other evidence establishing such facts, or,

(2) In cases where the declaration or other evidence mentioned in (b) (1) does not accompany the shipment, the consignee or addressee of the shipment files in connection with the entry such a declaration or a certificate in the following form:

I certify that the following-described ar-

are bona fide gifts from ______a member of the armed forces of the United States, to _____

(Consignee or addressee)

or if:

(3) The collector of customs finds from the facts and circumstances that the articles are entitled to free entry under Public Law 790, and makes an appropriate notation of his findings on the entry.

(c) The certificate provided for in (b) (2) need not be verified unless, in the opinion of the collector, special circumstances necessitate that the certificate be under oath.

(d) The entry requirements prescribed in the Tariff Act of 1930, as amended, or the Customs Regulations of 1937, as amended, are applicable to articles entitled to free entry under Public Law 790.

(e) Customs invoices, including the invoices provided for in article 367, Customs Regulations of 1937 (J.R. 9a and 9b), shall not be required for shipments accorded free entry under Public Law 790, in whole or in part; nor shall the customs declarations or the statements of value provided for in article 367 (J.R. 9a and 9b) be required for such shipments.

(f) Free entry shall be accorded under the act to articles entered, or withdrawn from warehouse, for consumption on and after December 6, 1942, and before the expiration of six months after the termination of hostilities as determined by proclamation of the President or by concurrent resolution of the Congress. (Act of December 5, 1942, Pub. Law 790, 77th Cong.)

[SEAL] HERBERT E. GASTON,
Acting Secretary of the Treasury.

[F.R. Doc. 42-13367; Filed, December 15, 1942; 9:41 a. m.]

TITLE 21—FOOD AND DRUGS

Chapter I—Food and Drug
Administration

[Docket No. FDC-39]

PART 27—CANNED FRUIT COCKTAIL: DEFI-NITION AND STANDARD OF IDENTITY

_ ORDER AMENDING REGULATION

By virtue of the authority vested in the Federal Security Administrator by provisions of the Federal Food, Drug, and Cosmetic Act Isecs. 401, 701 (e); 52 Stat. 1046, 1055; 21 U.S.C. 341, 371 (e), 1940 ed.1 and upon the basis of evidence of record in the above-entitled proceeding and the evidence of record in the Canned Fruit Cocktail hearing, Docket No. 27, the following order is hereby promulgated:

Findings of Fact

1. The regulation fixing and establishing a definition and standard of identity for fruit cocktail promulgated by order dated July 17, 1942, published in the Federal Register of July 21, 1942, provides for the use of the following packing media for fruit cocktail:

(1) Water;

17 F.R. 5542.

- (2) Fruit juice:
- (3) Heavy sirup;
- (4) Extra heavy sirup;
- (5) Heavy-fruit juice sirup; and(6) Extra heavy fruit juice sirup.
- 2. The sweetened packing media provided for in said standard of identity are heavy sirup and heavy fruit juice sirup which have a minimum density of 18° Brix 15 days or more after canning, and extra heavy sirup and extra heavy fruit juice sirup which have a minimum density of 22° Brix 15 days or more after canning.

3. From the beginning most of the fruit cocktail sold to consumers has been packed in heavy sirup. About 85 percent of the 1941 pack was packed in that kind of packing medium.

4. By reason of the provisions of Rationing Order No. 3° as amended, issued by the Office of Price Administration, the quantity of sugar which may be used by any manufacturer of fruit cocktail for each common case of his total output of the product is 90 percent of the amount of sugar used per common case of his total output of the product during 1941.

5. The Federal Government purchases large quantities of fruit cockfail for lendlease purposes and for use by the armed forces. It is anticipated that from 40 percent to 60 percent of the 1942 pack will be so purchased and, by virtue of War Production Board Orders M-86, M-86-a, and M-237, such purchases are given priority over sales for civilian use. All the fruit cockfail so purchased is required to be packed in sirup and to comply with any applicable definition and standard of identity under the Federal Food, Drug, and Cosmetic Act.

6. The effect of these Government requirements and of O. P. A. Order No. 3 as amended is that, if said standard of identity for fruit cocktail is permitted to become effective, substantial quantities of the fruit cocktail available for civilian use after Government demands are met could only be packed in fruit

juice or in water.

7. Fruit cocktail packed in fruit juice or in water is a specialty product which is used principally by persons who must restrict their consumption of sugars. Consumer demand has been relatively slight for this type of product, since most consumers prefer a sweetened product. Nor is enough fruit juice available for the purpose of packing a substantially larger quantity than heretofore of fruit cocktail in fruit juice.

8. Light sirup and light fruit juice sirup are liquid packing media for canned fruits and are of a density next lower to the density of heavy sirup and heavy fruit juice sirup. The minimum densities of such sirups vary with the variety of fruit, but such minima ordinarily are from 12° to 14° Brix 15 days

² 7 F.R. 2366, 3242, 3783, 4546, 4618, 5193, 5361, 6057, 6034, 6473, 6328, 6337, 7239, 7321, 7400, 7510, 7557, 8402, 8655, 8710, 8739, 8809, 8830, 8331, 8042, 8336, 8469, 9839, 10017, 10253.

^{*7} F.R. 1998, 10326. 47 F.R. 9705.

^{*7} F.R. 9707.

after canning. Definitions and standards of identity have been prescribed by regulation for canned peaches and canned pears, which are ingredients of canned fruit cocktail. The minimum density prescribed for light sirup and for light fruit juice sirup in canned peaches and canned pears is 14° Brix 15 days after canning. Canned fruit cocktail packed in a sirup of a density of 14° Brix or more but less than 18° Brix 15 days or more after canning, would be of a substantial degree of sweetness and would be usable for customary purposes. The names "light sirup" and "light fruit juice sirup" are common or usual names for fruit canning sirups in this density range, and would be accurate and understandable designations for such sirups in fruit cocktail.

9. The use of light sirup and light fruit juice sirup in fruit cocktail would permit a substantially larger quantity of fruit cocktail to be packed in sirup than would be possible under the standard already promulgated and would tend to meet consumers' desire for a sweet product as distinguished from a product packed in water or fruit juice. Such sirups have become proper and acceptable packing media for canned fruit cocktail. A label statement indicating that fruit cocktail is packed in light sirup will adequately differentiate between such a packing medium and those heretofore used.

On the basis of the foregoing findings of fact, it is concluded that said definition and standard of identity for fruit cocktail promulgated by order dated July 17, 1942, and published in the FEDERAL REGISTER for July 21, 1942, should be amended so as to include light sirup and light fruit juice sirup as additional optional packing media for fruit cocktail and to provide that such optional packing media be named on the label; and that said definition and standard of identity, as so amended, will promote honesty and fair dealing in the interest of consumers.

Amendment to Regulations

Wherefore, paragraphs (c), (d) (6) (d) (7), (d) (8), and (e) (1) of § 27.040 are hereby revised and amended so as to read as follows:

- (c) The optional packing media referred to in paragraph (a) are as follows:
 - (1) Water;
 - (2) Fruit juice;
 - (3) Light sirup;
 - (4) Heavy sirup:
 - (5) Extra heavy sirup;
 - (6) Light fruit juice sirup;
 - (7) Heavy fruit juice sirup; and (8) Extra heavy fruit juice sirup.
- Each of packing media (3), (4), and (5)

is prepared with water as its liquid ingredient, and each of packing media (6), (7), and (8) is prepared with fruit juice as its liquid ingredient. Except as provided in paragraph (d) (6), each of packing media (3) to (8), inclusive, is prepared with any one of the following saccharine ingredients: sugar; or any combination of sugar and dextrose in which the weight of the solids of the dextrose used is not more than one-half the weight of the solids of the sugar used; or any combination of sugar and corn sirup in which the weight of the solids of the corn sirup used is not more than one-third the weight of the solids of the sugar used; or any combination of sugar, dextrose, and corn sirup in which the weight of the solids of the dextrose used multiplied by 2, added to the weight of the solids of the corn sirup used multiplied by 3, is not more than the weight of the solids of the sugar used. The respective densities of packing media (3) to (8), inclusive, as measured on the Brix hydrometer 15 days or more after the fruit cocktail is canned are within the range prescribed for each in the following list:

Number of packing	Brix
medium:	measu r e m e n t
(3) and (6)	14° or more but less than 18°.
(4) and (7)	18° or more but less than 22°.
(5) and (8)	22° or more but not more than 35°.

- (d) For the purposes of this section:
- (6) When the optional packing medium is prepared with fruit juice and invert sugar sirup or corn sirup other than dried corn sirup, it shall be considered to be light sirup, heavy sirup, or an extra heavy sirup, as the case may be, and not a light fruit juice sirup, heavy fruit juice sirup, or an extra heavy fruit juice sirup.
- (7) The term "light sirup", "heavy sirup", or "extra heavy sirup" includes a sirup which conforms in all other respects to the provisions of this section, in the preparation of which there is used the liquid drained from any fruit ingredient previously canned in a packing medium consisting wholly of the liquid and saccharine ingredients of a light sirup, heavy sirup, or extra heavy sirup.
- (8) Except as provided in subparagraph (6) of this paragraph, the term "light fruit juice sirup", "heavy fruit juice sirup", or "extra heavy fruit juice sirup" includes a sirup which conforms in all other respects to the provisions of this section, in the preparation of which there is used the liquid drained from any fruit ingredients previously canned in a packing medium consisting wholly of the liquid and saccharine ingredients of light fruit juice sirup, heavy fruit juice sirup, or extra heavy fruit juice sirup.
- (e) (1) The optional ingredients specified in paragraphs (b) (5) (ii) and (iii) and (c) (1) to (8), inclusive, are hereby designated as optional ingredients which, when used, shall be named on the label by the name whereby each is so specified.

Said regulations fixing and establishing a definition and standard of identity for fruit cocktail as hereby amended shall become effective on the ninetieth day after the date of publication of this order in the FEDERAL REGISTER except that the provisions of paragraph (e) (1) as they apply to the optional packing media specified in paragraph (c) (3) to (8),

inclusive, shall become effective on August 1, 1943.

(Secs. 401, 701 (e); 52 Stat. 1046, 1055; 21 U.S.C. 341, 371 (e), 1940 (ed.)

Dated: December 12, 1942.

WATSON B. MILLER. [SEAL] Federal Security Administrator.

[F. R. Doc. 42-13369; Filed, December 15, 1942; 10:44 a. m.]

TITLE 29-LABOR

Chapter VI-National War Labor Board PART 803-GENERAL ORDERS

APPROVAL OF ADJUSTMENTS IN RATES OF PAY OF EMPLOYEES OF FEDERAL RESERVE SYS-

§ 803.19 General Order No. 19. (a) The Board of Governors of the Federal Reserve System and any of the twelve Federal Reserve Banks, which proposes to make adjustments in the salaries or wages of their employees not fixed by statute, which would otherwise require the prior approval of the National War Labor Board, may make such adjustment on certification to the Board that the adjustment is necessary to correct maladjustments, or to correct inequalities, or gross inequities, as defined in the Board's Statement of Wage Policy of November 6, 1942, and any other general order or policy heretofore or hereafter announced thereunder.

(b) A certificate by the official authorizing the adjustments, stating the nature and amount of such adjustment and briefly setting forth the facts meeting the foregoing requirement will be accepted by the Board as sufficient evidence of the propriety of the adjustment, subject to review by the Board. Modification by the Board of adjustments made pursuant hereto shall not be retroactive.

(c) In the case of adjustments made hereunder by any of the twelve Federal Reserve Banks, the certificate above mentioned shall, prior to transmittal to the joint committee hereafter described, be transmitted to and shall be subject to the approval of the Board of Governors of the Federal Reserve System.

(d) The certificate prescribed herein, together with four (4) copies thereof, shall be filed promptly with the committee established by joint action of the National War Labor Board and the Commissioner of Internal Revenue, namely, the Joint Committee on Salaries and Wages, Room 5406, Department of Labor Building, Washington, D. C., which will forward the same to the Board or Commissioner, as the case may require.

(e) The certification procedure shall not apply to any adjustment which would raise salaries or wages beyond the prevailing level of compensation for similar services in the area or community. In exceptional cases where such an adjustment is sought, and in all cases where an adjustment is sought other than by the certification procedure, application for approval shall be filed with the appropriate regional office of the National War Labor Board.

(E.O. 9250, 7 F.R. 7871)

Adopted December 8, 1942.

GEORGE KIRSTEIN, Executive Secretary.

[F. R. Doc. 42-13332; Filed, December 14, 1942; 12:24 p. m.]

PART 803—GENERAL ORDERS

APPROVAL OF ADJUSTMENTS IN RATES OF PAY
OF EMPLOYEES OF UNITED STATES EMPLOY—
MENT SERVICE

§ 803.20 General Order No. 20. (a) The United States Employment Service or any of its state administrative offices which proposes to make adjustments in the salaries or wages of its employees not fixed-by statute, which would otherwise require the prior approval of the National War Labor Board, may make such adjustment on certification to the Board that the adjustment is necessary to correct maladjustments or to correct inequalities or gross inequities, as defined in the Board's Statement of Wage Policy of November 6, 1942, and any other general order or policy heretofore or hereafter announced thereunder.

(b) A certificate by the appropriate official of the United States Employment Service stating the nature and amount of such adjustment, and briefly setting forth the facts meeting the foregoing requirement, will be accepted by the Board as sufficient evidence of the propriety of the adjustment, subject to review by the Board. Modification by the Board of adjustments made by the United States Employment Service or one of its state administrative offices acting pursuant hereto shall not be retroactive.

(c) The certificate prescribed herein, together with four copies thereof, shall be filed promptly with the committee established by joint action of the National War Labor Board and the Commission of Internal Revenue, namely, the Joint Committee on Salaries and Wages, Room 5406, Department of Labor Building, Washington, D. C., which will forward the same to the Board or the Commissioner, as the case may require.

(d) The certification procedure shall not apply to any adjustment which would raise salaries or wages beyond the prevailing level of compensation for similar services in the area or community. In exceptional cases where such an adjustment is sought, application for approval shall be filed with the appropriate Regional Office of the National War Labor Board.

(E.O. 9250, 7 F.R. 7871)

Adopted December 8, 1942.

George Kirstein, Executive Secretary.

[F. R. Doc. 42-13333; Filed, December 14, 1942; 12:24 p. m.]

PART 803—GENERAL ORDERS

AUTHORIZATION TO DEPARTMENT OF INTERIOR TO PASS ON WAGE AND SALARY ADJUST-MENTS FOR DESIGNATED EMPLOYEES

§ 803.21 General Order No. 21. (a) The National War Labor Board hereby delegates to the Secretary of the Interior, to be exercised on his behalf by the Special Adviser on Labor Relations to the Secretary of the Interior (hereinafter referred to as the Interior Department Agency), the power to approve or disapprove all applications for wage and salary adjustments (insofar as approval thereof has been made a function of the National War Labor Board) covering employees of the Interior Department within the continental limits of the United States and Alaska whose wages or salaries are not fixed by statute, all in accordance with the further provisions of this order.

(b) In the performance of its duties hereunder the Interior Department Agency shall comply with the terms of Executive Order 9250, dated October 3, 1942 and any other general order or policy of the National War Labor Board heretofore or hereafter issued thereunder. The Interior Department Agency, without making an initial ruling thereon may refer to the Board, for decision by the Board, any case which in the opinion of the agency presents doubtful or disputed questions of sufficient seriousness and import to warrant direct action by the Board.

(c) The Interior Department Agency shall transmit to the Review and Analysis Division of the National War Labor Board copies of its rulings, and rules of procedure, if any, as they are issued, and such additional data and reports as said Division of the Board may from time to time deem necessary.

(d) Any ruling by the Interior Department Agency hereunder shall be deemed to be the act of the National War Labor Board and shall be final subject to the National War Labor Board's ultimate power to review rulings on its own initiative, and to reverse or modify the same. Any such order of reversal or modification shall not be retroactive and shall allow the Interior Department Agency a period of two weeks from the date of the Board's order, within which to comply with the order.

(e) Nothing herein contained shall be construed as affecting the advisory duties and functions of the following Wage Boards heretofore constituted by order of the Secretary of the Interior and any similar Boards so constituted in the future:

(1) Boulder Canyon Project Wage Board.

(2) Columbia Basin Project Wage Board.

(3) Central Valley Project Wage Board.

(4) Parker Dam Power Project Wage Board.

(5) Boulder City Experiment Station Wage Board.

(E.O. 9250, 7 F.R. 7871)

Adopted December 8, 1942.

George Kiestem, Executive Secretary.

[F. R. Dac. 42-13334; Filed, December 14, 1942; 12:24 p. m.]

PART 803—GENERAL ORDERS ESCALATOR CLAUSES

§ 893.22 General Order No. 22. (a) No clause contained in any labor agreement, commonly known as an "escalator clause", relating to wages or salaries subject to the jurisdiction of the National War Labor Board, regardless of when the agreement was made, which provides for an adjustment in wage rates after October 3, 1942, or an adjustment in salary rates after October 27, 1942, because of changes in the cost of living, shall be enforced, where such adjustment would result in rates in excess of fifteen per cent above the average straight time hourly rates or equivalent salary rates prevailing on January 1. 1941.

(b) Adjustments within the fifteen per cent limit must be submitted for approval by the board in the usual manner.

(E.O. 9250, 7 F.R. 7871)

Adopted December 8, 1942.

George Kiestein, Executive Secretary.

[F. R. Doc. 42-13335; Filed, December 14, 1942; 12:24 p. m.]

TITLE 32-NATIONAL DEFENSE

Chapter VI—Selective Service System [Amendment No. 104, 2d Ed.]

PART 627—APPEAL TO BOARD OF APPEAL

MISCELLANEOUS AMENDMENTS

By virtue of the provisions of the Selective Training and Service Act of 1940 (54 Stat. 835, 50 U.S.C., Sup. 301–312, inclusive); E.O. No. 8545, 5 F.R. 3779, E.O. No. 9279, 7 F.R. 10177, and the authority vested in me by the Chairman of the War Manpower Commission in an Administrative Order dated December 5, 1942, Selective Service Regulations, Second Edition, are hereby amended in the following respect:

1. Amend paragraphs (b) and (c) of § 627.13 to read as follows:

§ 627.13 Local board to transmit record to the board of appeal.

 (b) Immediately upon determining that all steps required by the regulations have been taken and that the rec-

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²6 FR. 6345; 7 FR. 2630.

ord is complete, the local board shall transmit the file to the board of appeal: *Provided*, .That the State Director of Selective Service may direct the channels through which such file shall be forwarded to the board of appeal.

(c) The local board shall enter in the Classification Record (Form 100) the date it transmits the registrant's file to the board of appeal.

one board or appear.

2. Amend the regulations by deleting § 627.14 in its entirety.

3. Amend the regulations by deleting § 627.15 in its entirety.

4. Amend § 627.22 to read as follows:

§ 627.22 Transfer of appeal.2 If the board of appeal, upon receiving the file of a registrant, determines that it does not have jurisdiction of the appeal or that it cannot act on the appeal for any other reason, it shall forward the file to the State Director of Selective Service. If the State Director of Selective Service determines that the board of appeal to which the file was originally forwarded does not have jurisdiction, he shall transmit the file to the board of appeal having jurisdiction. If the board of appeal to which the file was originally forwarded is unable to act for any reason and there is more than one board of appeal in the State, the State Director of Selective Service shall designate one of the other boards of appeal in the State to act upon the appeal and shall transmit the file to the designated board of appeal. If the board of appeal to which the file was originally forwarded is the only board of appeal in the State, the Director of Selective Service, upon the request of the State Director of Selective Service, shall designate a board of appeal in a neighboring State to act upon the appeal, and the State Director of Selective Service shall transmit the file to the designated board of appeal. The designated board of appeal shall act on the appeal in the same manner and make the same records as in the case of an appeal from a local board whose records it normally reviews, except that all entries and records will be made in red ink. The State Director of Selective Service shall advise the local board from which the appeal was taken when a file is referred to a board of appeal other than the one normally acting on appeals from such local board and shall state the reason why the file is not being reviewed by the board of appeal for the area in which such local board is located.

5. Amend § 627.23 to read as follows:

§ 627.23 Preliminary review.³ The board of appeal will carefully check each file to determine whether all steps required by the regulations have been taken, whether the record is complete, and whether the information in the file is sufficient to enable it to determine the registrant's classification. If any steps have been omitted by the local board, if the record is incomplete, or if the information is not sufficient to enable the board of appeal to determine the classification of the registrant, the board of appeal shall return the file to the local

board with proper instructions. If the board of appeal returns the file to the local board, it shall enter the date of the return in column 4 of the Docket Book of Board of Appeal (Form 102).

6. Amend paragraph (a) of § 627.25 to read as follows:

§ 627.25 Special provisions where appeal involves claim that registrant is a conscientious objector. (a) If an appeal involves the question of whether or not a registrant is entitled to be sustained in his claim that he is a conscientious objector, the board of appeal shall first determine whether the registrant should be classified in one of the classes set forth in § 623.21, in the order set forth, and if it so determines, it shall place such registrant in such class. If the board of appeal does not determine that such registrant belongs in one of such classes, it shall transmit the entire file to the United States district attorney for the judicial district in which the local board of the registrant is located for the purpose of securing an advisory recommendation of the Department of Justice: Provided, That in a case in which the local board has classified the registrant in Class IV-E or in a case in which the registrant has claimed objection to combatant service only and the local board has classified him in Class I-A-C, the board of appeal may affirm the classification of the local board without referring the case to the Department of Justice. No registrant's file shall be forwarded to the United States district attorney by any board of appeal and any file so forwarded shall be returned, unless in the "Minutes of Other Actions" on the Selective Service Questionnaire (Form 40) the record shows and the letter of transmittal states that the board of appeal reviewed the file and determined that the registrant should not be classified in one of the classes set forth in § 623.21.

7. Amend § 627.27 to read as follows:

§ 627.27 Record of decision on appeal. When the board of appeal makes its classification, it shall record its decision, showing the yes and no vote, upon the Selective Service Questionnaire (Form 40) and in the Docket Book of Board of Appeal (Form 102), shall mark the case "Closed" in the "Remarks" column of the Docket Book of Board of Appeal (Form 102), and shall immediately return the record to the local board provided that the State Director of Selective Service may direct the channels through which the record shall be returned to the local board.

8. Amend § 627.31 to read as follows:

§ 627.31 Action of local board if board of appeal does not change classification. If the board of appeal affirms the local board's classification, the local board, upon receiving the file from the board of appeal, shall proceed as follows:

(a) Mail a Notice of Continuance of Classification (Form 58) to the registrant and a Classification Advice (Form 59) to the person who made the appeal, if other than the registrant.

(b) If one or more members of the board of appeal dissented from the determination of that board, the local board shall indicate on such notice and advice the numerical division of the board of appeal.

(c) Enter on the Classification Record (Form 100) the date of mailing such

notice and advice.

(d) Enter on the Classification Record (Form 100) the fact that the board of appeal affirmed the local board classification.

9. Amend § 627.32 to read as follows:

§ 627.32 Action of local board if board of appeal changes classification. If the board of appeal does not affirm the local board's classification, the local board, upon receiving the file from the board of appeal, shall proceed as follows:

(a) Mail a Notice of Classification (Form 57) to the registrant and a Classification Advice (Form 59) to the person who made the appeal, if other than the

registrant.

(b) If one or more members of the board of appeal dissented from the determination of that board, the local board shall indicate on such notice and advice the numerical division of the board of appeal.

(c) Enter on the Classification Record (Form 100) the date of mailing such no-

tice and advice.

(d) Enter on the Classification Record (Form 100) the board of appeal classification and, with red ink, draw a line through the local board classification.

10. Amend § 627.41 to read as follows:

§ 627.41 Appeal stays induction. A registrant shall not be inducted either during the period afforded him to take an appeal to the board of appeal or during the time such an appeal is pending.

11. Amend the regulations by adding a new section to be known as § 627.61 to read as follows:

Reconsideration by Board of Appeal

§ 627.61 Reconsideration of board of appeal determination. (a) When either the Director of Selective Service or the State Director of Selective Service deems it to be in the national interest or necessary to avoid an injustice, he may, at any time, request a board of appeal to reconsider any determination made by it, stating his reasons for requesting such reconsideration. Upon receiving such a request a board of appeal will reconsider its determination in any case.

(b) Any time before an Order to Report for Induction (Form 150) has been mailed to a registrant, the government appeal agent, if he deems it to be in the national interest or necessary to avoid an injustice, may prepare and place in the registrant's file a recommendation that the State Director of Selective Service either request the board of appeal to reconsider its determination or appeal to the President. The registrant's file

º6 F.R. 6845; 7 F.R. 2091.

⁶ F.R. 6846; 7 F.R. 4155. 6 F.R. 6846; 7 F.R. 2091.

⁶ 6 F.R. 6846; 7 F.R. 9608.

⁷⁶ F.R. 6846.

shall then be forwarded to the State Director of Selective Service. As soon as the State Director of Selective Service has acted upon the government appeal agent's request he shall advise the local board and, if he determines neither to request the board of appeal to reconsider its determination nor to appeal to the President, he shall return the file to the local board.

12. The foregoing amendments to the Selective Service Regulations shall be effective immediately upon the filing hereof with the Division of the Federal Register.

LEWIS B. HERSHEY, Director.

DECEMBER 12, 1942.

[F. R. Doc. 42-13365; Filed, December 15, 1942; 9:16 a. m.]

[Amendment No. 105, 2d Ed.]
PART 628 —APPEAL TO THE PRESIDENT
MISCELLANEOUS AMENDMENTS

By virtue of the provisions of the Selective Training and Service Act of 1940 (54 Stat. 885, 50 U.S.C., Sup. 301–318, inclusive); E.O. No. 8545, 5 F.R. 3779, E.O. No. 9279, 7 F.R. 10177, and the authority vested in me by the Chairman of the War Manpower Commission in an Administrative Order dated December 5, 1942, Selective Service Regulations, Second Edition, are hereby amended in the following respect:

1. Amend § 628.1 to read as follows:

§ 628.1 Who may appeal to the President from any determination of a board of appeal. (a) When either the State Director of Selective Service or the Director of Selective Service deems it to be in the national interest or necessary to avoid an injustice, he may appeal to the President from any determination of a board of appeal. He may take such an appeal at any time.

(b) An appeal to the President may be taken by the Director of Selective Service (1) by mailing to the local board through the State Director of Selective Service a written notice of appeal or (2) by placing in the registrant's file a written notice of appeal and through the State Director of Selective Service, advising the local board thereof.

(c) An appeal to the President may be taken by the State Director of Selective Service (1) by mailing to the local board a written notice of appeal and directing the local board to forward the registrant's file to him for transmittal to the Director of Selective Service or (2) by placing in the registrant's file a written notice of appeal and advising the local board thereof. Before he forwards the registrant's file to the Director of Selective Service the State Director of Selective Service shall place in such file a written statement of his reasons for taking such appeal.

2. Amend § 628.2 to read as follows:

§ 628.2 Appeal to the President. The registrant or any person who claims to

be a dependent of the registrant or any person who has filed written information as to the occupational status of the registrant, at any time within 10 days after the mailing by the local board of the Notice of Continuance of Classification (Form 58) or the Notice of Classification (Form 57), notifying the registrant that the local board classification has been affirmed or changed, may appeal to the President provided the registrant was classified by the board of appeal in either Class I-A, Class I-A-O, or Class IV-E and one or more members of the board of appeal dissented from such classification. The local board may permit any person who is entitled to appeal to the President under this paragraph to do so, even though the 10-day period herein provided for such an appeal has elapsed, if it is satisfied that the failure of such person to appeal within such 10-day period was due to a lack of understanding of the right to appeal or to some cause beyond the control of such person. Unless the local board permits such an appeal, the right of such persons to appeal to the President shall terminate at the end of the 10-day period herein provided.

3. Amend § 628.3 to read as follows:

§ 628.3 How appeal to the President is taken. (a) An appeal to the President under the provisions of § 623.2 shall be taken (1) by mailing or delivering to the local board written notice of appeal or (2) by going to the local board and signing the appeal to the President on the Selective Service Questionnaire (Form 40). If the appeal is taken by filing a written notice of appeal, such notice need not be in any particular form but should include the name of the registrant, his serial and order numbers, the identity of the person appealing (suffi-ciently definite to show the right of appeal), and the fact that such person wishes the President to review the determination of the board of appeal.

4. Amend § 628.4 to read as follows:

§ 628.4 Procedure on appeal to the President. (a) When an appeal to the President is taken, the local board shall (1) notify the registrant that such an appeal has been taken, unless he is the person who took the appeal; (2) if the registrant's file is in its possession, forward the entire file to the State Director of Selective Service; and (3) enter on the Classification Record (Form 100) the date the file is forwarded or the date it receives notice that an appeal has been taken. The local board shall not place in the file any statement or expression of opinion concerning the information in the registrant's file or the reasons for its decision.

(b) When an appeal to the President is taken, the State Director of Selective Service shall check each file which is in his possession or which is forwarded to him to be sure that all procedural requirements have been properly complied with and, if he discovers any procedural defects, return the file for correction. If any information has been placed in the file which was not considered by the local board in making the classification from which the appeal to the President is

taken, the State Director of Selective Service shall review such information and, if he is of the opinion that such information, if true, would justify a different classification of the registrant, return the file to the local board with instructions to reopen the registrant's classification and classify the registrant

- (c) When the State Director of Selective Service has complied with the provisions of (b) above, he shall, unless the file is returned to the local board, forward the file to the Director of Selective Service.
 - 5. Amend § 623.7 to read as follows:
- § 628.7 Appeal to the President stays induction. A registrant shall not be inducted during the time an appeal to the President is pending.
- 6. The foregoing amendments to the Selective Service Regulations shall be effective immediately upon the filing hereof with the Division of the Federal Register.

LEWIS B. HETSHEY, Director.

DECEMBER 12, 1942.

[F.R. Doc. 42-13366; Filed, December 15, 1942; 9:16 a. m.]

Chapter IX—War Production Board Subchapter B—Director General for Operations PART 1030—AGAVE FIEER, AGAVE PRODUCTS

AND CERTAIN OTHER CORDAGE
[General Preference Order M-84, as Amended
Doc. 15, 1942]

The fulfillment of requirements for the defense of the United States has created a shortage in the supply of agave fiber, agave products and certain other cordage for defense, for private account and for export; and the following order is deemed necessary and appropriate in the public interest and to promote the national defense:

§ 1090.1 General Preference Order M-S4—(a) Definitions. For the purposes of this order:

poses of this order:
(1) "Agave fiber" means agave fiber of the species of agave sisalana, agave fourcroydes, and agave cantala, of all grades and qualities including tow, waste (but not including processor's mill waste) and fiber under 20" in length, commonly known in the trade as sisal, henequen, cantala, and maguey, and sometimes preceded by an adjective designating the country or district of origin.

(2) "Agave cordage" means cables and ropes 3/16" in diameter and larger, cordage or twines of any diameter used in the manufacture of any wire rope, twines used for fishing nets, and tarred marlines for use in manufacturing wire rope and for marine uses, in which agave fiber either alone or in combination with other material is used, but does not include agave cordage sold or delivered for its scrap value.

(3) "Processor" means any person who spins, twists, weaves or otherwise uses agave fiber in the production of cordage, twins or any other product

twine or any other product.

(4) "Processing" means any use of agave fiber for the manufacture of any

¹6 FR. 6846; 7 FR. 4155, 6203, 6417, 9608, 9682.

article or commodity into which agave fiber goes or of which it becomes a part.

- (5) "Dealer" means any person who procures agave cordage or agave twine for storage or for sale, and includes selling agents and other commercially recognized agents acting for their own account or for others, whether or not acquiring title to such agave cordage or agave twine, but shall not include any person who imports agave cordage, or agave twine.
- (6) "Wrapping twine" means twine, including lath yarns (ply and yarn goods) as included in National Bureau of Standards Simplified Practice Recommendation R 92-38, and any other twine suitable for the same purposes for which those twines described in said Simplified Practice Recommendation R 92-38 are used, which contains agave fiber, but shall not include binder twine.
- (7) "Binder twine" or "binding twine" means a single yarn twine, manufactured of agave fiber, of the type customarily heretofore manufactured, and sold in lengths measuring 500, 525, 550, 600, 630 or 650 feet to the pound, with a plus or minus tolerance of 5 per centum, containing a lubricant of not less than 10 per centum of the total weight of the twine and an insect repellent, and which is put up in balls of approximately 5 or 8 pounds each, is suitable for use with a harvesting machine, and is used in the harvesting of agricultural products.
- (8) "Inventory" with respect to any person shall include all of any agave product held or controlled by such person at all warehouses, plants or places of storage, but shall not include any of such product while actually in transit or actually in use.
- (9) "Supply" means the average monthly amount of any agave product withdrawn from inventory which has been resold or put into actual use.

(i) In the three calendar months preceding the calendar month for which supply is being calculated; or

supply is being calculated; or,
(ii) In the three calendar m

(ii) In the three calendar months of the previous year which immediately followed the calendar month of that year corresponding to the said calendar month for which supply is being calculated;

whichever of the two shall be the higher.

(10) "Basic monthly poundage" with respect to any cordage processor for any month shall be the average number of pounds per month of both Manila and agave cordage sold by such processor during the period from January 1, 1939, to December 31, 1941, minus 37% of such person's Manila fiber basic monthly poundage calculated as required by General Preference Order M-36: Provided, That any cordage processor keeping his books on a weekly basis may calculate his basic monthly poundage from the fiftytwo week period of the 1939 calendar year and adjust any other calculations or quotas under this order.

(11) "Import" means to transport in any manner into the continental United States from any foreign country or from any territory or possession of the United States, including the Philippine Islands. It includes shipments into a free port, free zone or bonded custody of the United

States Bureau of Customs (bonded warehouse) in the continental United States and shipments in bond into the continental United States for transshipment to Canada, Mexico or any other foreign country.

(b) Restrictions on sales and deliveries of agave fiber. No person shall sell, or deliver, or make or accept delivery of agave fiber of any grade or quality; except that purchases, sales and deliveries of agave fiber may be made:

(1) By and to Defense Supplies Corporation;

(2) By and to persons importing or otherwise handling agave fiber in accordance with written instructions from Defense Supplies Corporation: *Provided*, That such agave fiber is to be delivered, either processed or unprocessed, directly or through one or more other persons to Defense Supplies Corporation.

(3) By and to importers, dealers, jobbers, or processors, pursuant to contracts entered into on or before February 20, 1942, but only of agave fiber in the amounts specified in such contracts on or before the said date, or by any-amendments or supplements thereto on or be-fore August 5, 1942: Provided, however, That purchases, sales and deliveries under general requirements contracts or contracts to take all, or a specified percentage of a production may continue to be made until December 31, 1942: And provided further, That all agave fiber, except bagasse waste, imported on or after October 31, 1942, under any contract mentioned in this subparagraph (3) shall, within twenty-four hours after its arrival, be reported to the War Production Board, except such agave fiber which shall have been offered for sale to the Defense Supplies Corporation, and such reported agave fiber shall not be used or disposed of except as specifically authorized by the Director General for Operations.

(4) By and to importers, dealers, jobbers, or processors of agave fiber which has been rejected by Defense Supplies Corporation as unfit for its use.

(5) By and to importers, dealers, jobbers or processors of tow, waste, bagasse flume or fiber less than twenty inches in length: *Provided*, That such fiber was on hand in the United States on February 20, 1942, or was, or is thereafter imported pursuant to this paragraph (b).

(6) By processors to processors, whether directly or through one or more other persons, of agave fiber which was on hand in the United States on or before August 5, 1942, or which is thereafter imported pursuant to this paragraph (b).

(c) Restrictions on the processing of agave fiber. (1) Except as provided in paragraphs (c) (2), (3) and (4), no person shall process any agave fiber in the manufacture of any product except the products specified below, and then only from the fibers and in the amounts expressly permitted below. The quotas hereinbelow established shall include processing for delivery to or for the account of, or for physical incorporation into material or equipment to be delivered to or for the account of, the Army or Navy of the United States, the United

States Maritime Commission, or the War Shipping Administration or its operating or general agents.

(i) Wrapping twine. Processors may use agave fiber for the manufacture of wrapping twine in an amount in any month not in excess of the percentage for such month, of his average monthly sales for the calendar year 1941 described below:

,_,	
Year 1942	Percent
February	109
March	
April	65
May	
June	
July	
August	
September	
October, and each month thereafter	

Provided, however, That this restriction shall not apply to wrapping twine commonly known as baler twine for use in machines harvesting agricultural products (except straw to be used in strawboard manufacture) other than machines using binder twine: Provided, further, That no processor may use agave fiber for the manufacture of baler twine during the calendar year 1943 in an amount in excess of 110% of his sales of baler twine during the calendar year 1942 minus his inventory of baler twine on hand at the close of business on December 31, 1942: Provided, further, That any person purchasing any such baler twine from a processor shall endorse on, or attach to, his purchase order or delivery receipt therefor, a certificate signed by such person, or his duly authorized representative, in substantially the following form:

The undersigned hereby represents to the seller and the War Production Board that the baler twine covered by this certificate will be either resold or used by the undersigned during the current harvest season for use in machines harvesting agricultural products (except straw to be used in strawboard manufacture) other than machines using binder twine in accordance with paragraph (c) (1) (i) of General Preference Order M-84.

And, provided further, That no person shall put into process after April 13, 1942 any java agave sisalana for the manufacture of wrapping twine, or after August 5, 1942 any Java agave cantala for this purpose.

- (ii) Binder twine. Processors may use agave fiber, in an amount not in excess of:
- (a) During the eleven months ending June 30, 1942, an amount which, when added to binder twine in his stocks on November 1, 1941, equals 120% of that processor's total sales of binder twine in the United States during the twelve months ending October 31, 1941;
- (b) During the four months commencing July 1, 1942, and ending October 31, 1942, an amount which equals 40% of that processor's total sales of binder twine in the United States during the twelve months ending October 31, 1941;

(c) During the two months commencing November 1, 1942 and ending December 31, 1942, an amount which equals 20% of that processor's total sales of binder twine in the United States during the twelve months ending October 31, 1941: Provided, however, That no person shall hereafter put into process binder twine containing any of the following kinds and grades of agave fiber:

Java sisalana All grades.

Java cantala All grades.

African sisalana Prime, No. 1 and No. 1A.

Haitian sisalana Dauphin A and X St.

Marc A1, HFC No. 1 &

Hacor A.

or any binder twine measuring less than 600 feet to the pound containing any of the following kinds and grades of agave fiber:

African sisalana.... No. 2 and No. 3 long. Haitian sisalana.... Dauphin B & Y St. Marc A2, or Hacor B or X.

(iii) Padding or stuffing. Processors manufacturing padding or stuffing may use for that purpose only bagasse waste, except on orders to be delivered to or for the account of, or to be physically incorporated into material or equipment to be delivered to or for the account of, the Army or Navy of the United States, the United States Maritime Commission, or the War Shipping Administration or its operating or general agents, in which case tow, waste, and fibers less than twenty inches in length may be used.

(iv) Reinforced paper, tape and plastics. Processors manufacturing reinforced paper, tape and plastics may use agave fibers except Java sisalana and Java cantala, but only in an amount not in excess of 50% of the fiber content of their average monthly sales of such products for the twelve months ended June 30, 1942.

(v) Agave cordage. Processors manufacturing agave cordage shall not put into process in any of the periods listed below an amount of agave fiber in excess of the amounts hereinafter specified for such period:

Periods: Amounts of agave fiber July 1, 1942, through December 31, 1942___ 12.2 times basic

monthly poundage
Each calendar quarterly period in 1943 5.3 times basic

monthly poundage

Provided, That the amount of agave fiber which may be put into process for this purpose by any cordage processor in any such period shall be:

(a) Diminished by the amount of any additional Manila fiber which may be put into process by such cordage processor during such period pursuant to any exceptions or additional authorizations issued by the Director General for Operations pursuant to General Preference Order M-36.

(b) Increased by the difference, if any, between the amount of Manila fiber permitted to be put into process by such cordage processor pursuant to General Preference Order M-36, and any lesser

amount of Manila fiber actually put into process by such cordage processor during such period; and

(c) Increased by any or all of the said processor's permitted amount of agave fiber for use in the manufacture of wrapping twine (excluding baler twine for the period October 31, 1942 through December 31, 1942), as provided in paragraph (c) (1) (i), which is not actually put into process for this use since July 1, 1942.

(2) A person may process agave fiber in the manufacture of a product not specified in paragraph (c) (1), for delivery to or for the account of, or for physical incorporation into material or equipment to be delivered to or for the account of, the Army or Navy of the United States, the United States Maritime Commission or the War Shipping Administration or its operating or general agents.

(3) The prohibitions of paragraph (c) (1) shall not apply to the manufacture of wrapping twine, binder twine, agave cordage, reinforced paper, tape, or plastics from tow, waste, or fiber under

twenty inches in length.

(4) The Director General for Operations may, whenever supplies of agave fiber on hand in the United States warrant, increase the amounts of agave fiber which may be entered into process for the manufacture of agave cordage or for such other products as in the judgment of the Director General for Operations may be necessary to promote the national defense and in the public interest.

(d) Restrictions on purchases, sales and deliveries of agave cordage and wrapping twine. (1) No dealer shall order, purchase or accept deliveries of any agave cordage which will result in such dealer having in inventory an amount thereof in excess of one month's supply.

(2) No person (other than a dealer, an importer, a wire rope manufacturer, the Army or Navy of the United States, the United States Maritime Commission, the Panama Canal or the War Shipping Administration or its operating or general agents) shall order or accept delivery of any agave cordage which will result in such person having in inventory an amount thereof in excess of one month's supply; and no such person shall have outstanding at any one time orders for future deliveries of agave cordage in excess of one month's supply for such person.

(3) No importer shall, during the period from August 5, 1942 to October 31, 1942, sell or deliver in any calendar month agave cordage in excess of his average monthly sales of Manila and agave cordage in the calendar years 1939–1941, or in any calendar month after October 31, 1942, sell or deliver agave cordage, other than agave cordage

sold or delivered to the Army or Navy of the United States, the United States Maritime Commission, the Panama Canal, the War Shipping Administration or its operating or general agents, in excess of one-third of his average monthly sales of Manila and agave cordage in the calendar years 1939–1941.

(4) On and after September 26, 1942, no processor shall process agave fiber for cordage or sell or deliver any agave cordage except for filling contracts or purchase orders therefor, for the following categories of uses:

(i) Class One: Agave cordage other than that used in manufacture of wire rope. (a) Use for delivery to or for the account of the Army or Navy of the United States, the United States Maritime Commission, the Panama Canal or the War Shipping Administration or its operating or general agents;

(b) Use upon any contract or order placed by any department or agency of the United States Government for delivery of agave cordage to or for the account of the Government of any country pursuant to the Act of March 11, 1941, entitled "An Act to promote the Defense of the United States" (Lend-Lease Act).

(c) Use for physical incorporation into material or equipment (excluding grommets and ammunition box handles) to be delivered under an order on hand to or for the account of any of the departments or agencies specified in the foregoing inferior subdivisions (a) and (b) of paragraph (d) (4) (i).

(ii) Class Two: Agave cordage other than that used in the manufacture of wire rope. (a) Commercial or other governmental marine, towage or lighterage uses, provided the cordage for such uses (excluding wheel rope for steering vessels) shall be one inch or more in diameter:

(b) Fishing uses for commercial fish markets or canneries;

(c) Use as catlines, spinning lines, bull-ropes and drilling cables in the operation or drilling of oil or gas wells;

(d) Use as drilling cables or scaling ropes in mines or quarries or in drilling water wells;

(c) Power transmission uses where an endless rope is used in transmitting continuous mechanical power between driver and driven grooved pulleys;

(f) Use to fill any purchase order carrying a preference rating of A-1-a or higher for the construction, maintenance or repair of any machinery equipment or structure, including public utility power lines and communications systems and shipyards, hulls and vessels;

(g) Use as grapnel cable;

- (h) Use on elevators as governor rope, hawser laid, $\frac{5}{8}$ " through 1" in diameter;
 - (i) Use as lifeboat falls;
- (j) Use as drop hammer rope on purchase orders carrying a preference rating of A-1-a or higher;
- (iii) Class Three: Agave cordage used in the manufacture of wire rope. Use in the manufacture of component parts of wire rope: Provided, however, That, on and after December 14, 1942, such agave cordage shall be processed only in sizes of 1364 of an inch in diameter or larger, that lesser sizes on hand or in process on said date may be sold or delivered for this use, and that lesser sizes may be processed, sold or delivered for galvanized or other corrosion resistant wire rope of sizes 6 x 12, 6 x 24, 6 x 37, or of springlay construction for use by any person specified in paragraph (d) (4) (i), but only to the extent that the normal specifications of such person, or a future directive of any department or agency specified in said paragraph, require such use.
- (5) Each purchaser (other than the departments or agencies specified in paragraph (d) (4) (i)) of agave cordage (excluding agave cordage in any dealer's inventory shipped to such dealer on or before September 25, 1942) shall furnish his seller a certificate as a condition to receiving said cordage, and no person shall sell or deliver any such agave cordage to such purchaser without obtaining a certificate, signed by such purchaser or his duly authorized representative, in substantially the following form:

The undersigned hereby represents to the seller and the War Production Board that the agave cordage covered by this certificate will be used or sold only for the following uses

(fill in)

authorized in paragraph (d) (4) of General Preference Order M-84, with the terms of which the undersigned is familiar.

- (6) During the period beginning September 26, 1942, to and including December 31, 1942, no processor shall put into process any agave fiber for the purpose of filling purchase orders for Class Two cordage uses, as specified in paragraph (d) (4) (ii) hereof, in excess of 20% of the unprocessed balance of his processing quota, as established under paragraph (c) hereof, as said balance may appear at the close of business on September 25, 1942.
- (7) During the period beginning October 31, 1942, to and including December 31, 1942, no processor shall sell or deliver any agave cordage for Class Two cordage uses, as specified in paragraph (d) (4) (ii) hereof, in excess of 20% of his inventory of agave cordage as that inventory may appear at the close of business on October 30, 1942.

- (8) On and after December 15, 1942, notwithstanding the provisions of paragraphs (d) (4) and (d) (5), any person may purchase, sell or deliver any agave lariat rope in process or in inventory on or before September 25, 1942.
- (9) No importer shall sell or deliver in any month listed below any wrapping twine, imported or domestic, in excess of the following percentages of his average monthly sales thereof during the calendar year 1941:

Provided, however, That no importer shall, after September 30, 1942, import, purchase for import, offer to import, offer to purchase for import, contract or otherwise arrange to import any wrapping twine unless specifically authorized by the Director General for Operations. Authorizations will only be granted, in the absence of extraordinary circumstances, where it can clearly be demonstrated that such wrapping twine was processed only from tow, waste or fiber under 2021 in length.

- (e) Importation and disposition of agave fabrics and agave carpet yarns. In addition to all other requirements of this order, the importation and disposition of agave fabrics and agave carpet yarns shall be made in conformity with the provisions of General Imports Order M-63, as amended from time to time.
- (f) Restrictions on purchases, sales and use of binder twine. No person shall hereafter sell, purchase, deliver, accept delivery of or use any binder twine except for the growing or harvesting of agricultural products or for sewing up bags containing such products, and any person purchasing any binder twine shall endorse on, or attach to his purchase order or delivery receipt therefor, a statement signed by such person, or on his behalf by a duly authorized individual, a certificate in substantially the following form:

The undersigned hereby represents to the seller and the War Production Board that the binder twine covered by this certificate will be either resold or used by the undersigned for the growing or harvesting of agricultural products or for sewing up bags containing such products and is not in excess of his requirements for the current harvest season, as provided in General Preference Order M-84.

- (g) Preference to agave cordage processors for cotton, istle or jute yarns.

 (1) Subject to the provisions contained below in this paragraph (g) and not-withstanding the provisions of any other conservation order, preference rating A-2 is hereby assigned to any processor of agave cordage during the year 1942 to obtain delivery of cotton, istle or jute yarns for processing by him into cordage.
- (2) The preference rating assigned by paragraph (g) (1) shall be applied and extended in accordance with Priorities

Regulation No. 3, as amended from time to time.

- (3) During the period November 1, 1942 through December 31, 1942, no processor of agave cordage during the year 1942 shall apply the rating assigned by paragraph (g) (1) to obtain delivery of any istle or jute yarns for such purpose in excess of an equivalent, for each yarn, of the basic monthly poundage, as established under paragraph (a) (10), and of two times said poundage for cotton yarns. Any such processor desiring additional quantities of any of said yarns may apply to the War Production Board therefor on form PD-1A or other applicable form prescribed.
- (4) Each processor of agave cordage during the year 1942 shall furnish his seller a certificate as a condition to receiving any cotton, istle or jute yarns for processing by him into cordage, and no person shall sell or deliver any cotton, istle or jute yarns to such processor for such purpose without obtaining a certificate, signed by such processor or his duly authorized representative, in substantially the following form:

The undersigned hereby represents to the seller and the War Production Board that he processed agave cordage during 1942 and that the cotton, istle or jute yarns covered by this certificate will be processed by the undersigned into cordage and is not in excess of the stock authorized under paragraph (g) of General Preference Order M-84.

(h) Control and allocations of stocks of agave fiber and agave cordage. (1) Control is hereby taken of the disposition and use of agave fiber and agave cordage possessed by or under the control of any importer, dealer or processor. Any agave fiber or agave cordage at any time hereafter in the inventory of any such person shall be sold and delivered by such person as, and if, specifically directed in any order of the Director General for Operations which may be issued whenever the Director General for Operations shall determine that a shortage of any particular grade of agave fiber or agave cordage for defense, or for private account, or for export, renders it necessary or appropriate so to allocate such agave fiber or agave cordage in the public interest, or to promote the national defense by so directing its sale and delivery by such person. Any such sale shall be made at the established prices and terms of sale and payment therefor and shall take precedence over any preference rated orders. No person shall dispose of or use agave fiber or agave cordage in any manner inconsistent with any such order.

(2) Applications for specific authority to purchase, receive or use agave fiber or agave products otherwise than as permitted by paragraphs (b), (c), (d) or (e) may be made to the Director General for Operations by the person desiring to use such agave fiber or agave cordage on form PD-709 or such other form or forms as may be prescribed. Any such application shall, among other things, set forth a statement of the technical necessity for the use of agave fiber or agave cordage in the manner and to the extent that application therefor is made. Such application shall also summarize

the efforts made by the applicant to use substitutes and shall contain a statement of the reasons why the applicant believes the use of agave fiber or agave cordage. in the manner and the extent that application therefor is made, will promote the national defense or will be in the public interest.

(i) Reports. Every importer of agave fiber shall file a report on Form PD-129 and every processor of agave fiber shall file a report on form PD-128 with the U. S. Tariff Commission, acting for the War Production Board, not later than the tenth day of the following month, and all persons affected by this order shall file with the War Production Board such reports as may from time to time be required by said Board.

(j) Records. All persons affected by this order shall keep and preserve for not less than two (2) years accurate and complete records concerning inventories, production, sales and other transactions pursuant to this order, and shall from time to time, upon request, submit all records required to be kept by this order to audit and inspection by duly authorized representatives of the War Production Board.

(k) Appeal. Any person affected by this order who considers that compliance therewith would work an exceptional and unreasonable hardship upon him, or that it would result in a degree of unemployment which would be unreasonably disproportionate compared with the amount of agave fiber conserved, or that com-pliance with this order would disrupt or impair a program of conversion from non-defense to defense work, may appeal to the War Production Board by letter or telegram, Reference M-84, setting forth the pertinent facts and the reason he considers he is entitled to relief. The Director General for Operations may thereupon take such action as he deems appropriate.

(1) Communications. All reports required to be filed hereunder, and all communications concerning this order, shall, unless otherwise directed, be addressed to: War Production Board, Textile, Clothing and Leather Division, Washington, D. C., Reference M-84.

(m) Applicability of priorities regula-tions. This order and all transactions affected thereby are subject to all applicable provisions of the priorities regulations of the War Production Board. as amended from time to time.

(n) Violations. Any person who wilfully violates any provision of this order. or who, in connection with this order, wilfully conceals a material fact or furnishes false information to any department or agency of the United States, is, guilty of a crime, and upon conviction may be punished by fine or imprisonment. In addition, any such person may be prohibited from making or obtaining further deliveries of, or from processing or using, material-under priority control and may be deprived of priorities assist-

(P.D. Reg. 1, as amended, 6 F.R. 6680; W.P.B. Reg. 1, 7 F.R. 561; E.O. 9024, 7 F.R. 329; E.O. 9040, 7 F.R. 527; E.O. 9125, 7 F.R. 2719; sec. 2 (a), Pub. Law 671, 76th Cong., as amended by Pub. Laws 89 and 507, 77th Cong.)

Issued this 15th day of December 1942. ERNEST KANZLER,

Director General for Operations.

[F.R.Dec. 42-13370; Filed, December 15, 1942; 11:45 a. m.]

PART 1165-CORSETS, COMBINATIONS AND BRASSIERES

[Limitation Order L-90 as Amended December 15, 1942'

The fulfillment of requirements for the defense of the United States, has created a shortage in the supply of rubber for defense, for private account and for export; and the following order is deemed necessary and appropriate in the public interest and to promote the national defense:

§ 1165.1 General Limitation Order L-90—(a) Applicability of Priorities Regulation No. 1. This order and all transactions affected thereby are subject to the provisions of Priorities Regulation No. 1 (Part 944), as amended from time to time, except to the extent that any provision hereof may be inconsistent therewith, in which case the provisions of this order shall govern.

(b) Definitions. For the purposes of

this order:

(1) "Elastic fabric" means any fabric in which rubber thread is used (i) in either warp or filling (or both) of a woven fabric; (ii) in either the knit-in thread or lay-in thread (or both) of a knitted fabric.

(2) "Long line brasslere" means a breast supporting garment extending more than two inches below the base of

(3) "Bandeau" means a breast supporting garment extending not more than

- two inches below the base of the breast.
 (4) "Panel" means a section of nonelastic cloth or elastic fabric running from the bottom to the top of a corset, girdle or combination, either in the front
- or back.
 (5) "Gore" means any tapering, triangular or rectangular piece of elastic fabric set in at either the top or the bottom of a corset, girdle or combination for the purpose of providing a horizontal
- (6) "Side section" means a strip of elastic fabric running the full length of the corset or girdle, or from the bottom to the approximate waist line of a combination,—or in the case of Leno (see Class IV), to the top of a combination and so placed to provide for a horizontal stretch.
 (7) "Class I garments" means corsets,
- jackets, combinations, or belts, shaped to support and control the back, abdomen and/or breast, with bonings or stays placed at intervals to preserve their designed shape, made to effect improvement in faulty posture or to provide safe and effective support for a specific disability, or for maternity use.
 (8) "Class II garments" means corsets

or combinations, shaped to support the

back and abdomen and/or breast, and made to provide support for sagging muscles and to relieve strain.

(9) "Scrap elastic fabric" means the pleces of elastic fabric resulting from the cutting of gores, side sections, or panels in the manufacture of corsets, girdles or combinations, which are unsuitable for use as such gores, side sections or panels.

(c) Restrictions on the use of elastic fabrics in the manufacture of corsets, girdles, panty girdles and combination. (1) Except as specifically authorized by the Director General for Operations, no person shall, after April 23, 1942, use any elastic fabrics in the manufacture of corsets, girdles, panty girdles, belts or combinations except as follows:

(i) Class I garments. In the manufacture of Class I garments, elastic fabric may be used for gores to the extent of but not exceeding 36 square inches per

garment.

(ii) Class II garments. In the manufacture of Class II garments, elastic fabric may be used for gores to the extent of but not exceeding 36 square inches per garment, and elastic fabric, not exceeding ten inches in length measured horizontally and not exceeding three inches measured vertically may be used in the waist line of such garments.

(iii) Class III garments. In the manufacture of corsets, girdles, panty girdles and combinations, elastic fabrics (such as flat knit and woven) unsuitable for Class I and too wide to be cut into gores for Class I and Class II garments. without excessive waste may be used for side sections to the extent of but not exceeding 8 inches measured horizontally and 20 inches measured vertically per garment up to and including size 30 waist or 9 inches measured horizontally and 20 inches measured vertically per garment for sizes above 30 waist and elastic fabrics may be used for gores to the extent of but not exceeding 27 square inches.

(iv) Class IV garments. In the manufacture of corsets, girdles, panty girdles and combinations, woven and knitted fabrics not suitable for gores in Class I garments (such as light weight woven, power net, flat knit or circular knit material, elastic laces, and elastic nets, broad loom such as elastic satin and elastic batiste) may be used for side sections to the extent of but not exceeding twelve inches in width measured horizontally and 17 inches measured vertically per garment up to and including size 30 waist, and fourteen inches measured horizontally and 17 inches measured vertically per garment for sizes above 30 waist, and elastic fabrics may be used for gores to the extent of but not exceeding 27 square inches. Leno fabrics to the extent of but not exceeding 20 inches measured vertically may be used for side sections in such garments. Elastic binding, banding or facing may be used on the unfinished edges of elastic fabric sections in the manufacture of such garments. Light weight woven elastic fabrics such as satin and batiste and faille not suitable for side sections may be used for up and down stretch front

panels or up and down stretch back panels in the manufacture of such garments, but such elastic fabrics may not be used for both front and back panels on any one garment.

(2) Hose supporters. (i) No elastic fabric shall be used in the manufacture of hose supporters for any corsets, girdles, panty girdles, combinations, belts, jackets, garter belts, or brassieres except that in any one garment:

(a) Elastic fabric not exceeding 11/4 inch in width may be used to the extent of 10 linear inches, or

(b) Scrap elastic fabric may be used to any extent.

(ii) No person shall use more than four hose supporters in the manufacture of any corset, girdle, panty girdle, combination, belt, jacket, garter belt, or brassiere.

(3) Inner belts. Except as specifically authorized by the Director General for Operations, no elastic fabrics may be used in inner belts unless the amount used therein plus the amount used in the side section does not exceed the maximum area as permitted in garments of Classes I, II or III.

(d) Restrictions on knitting. In addition to the restrictions on knitting as provided in Conservation Order No. M-124 as amended from time to time, and except as specifically authorized by the Director General for Operations, no person shall hereafter knit:

(i) Any fabric which employs elastic threads in both knit-in and lay-in thread, for use in the manufacture of corsets, girdles, panty girdles, combinations, brassieres or bandeaux.

(ii) Blanks of the roll-on type, except blanks which are to be cut up for side sections of Class IV garments.

(iii) Flat knit type elastic strips wider than 10 inches.

(iv) Fashioned flat knit elastic strips, or complete fashioned flat knit girdles

and combinations.

- (e) Restrictions on weaving. In addition to the restrictions on weaving as provided in Conservation Order No. M-124, as amended from time to time, and except as specifically authorized by the Director General for Operations, no person shall hereafter weave, for use in the manufacture of corsets, girdles, panty girdles, combinations, brassieres, bandeaux, or garter belts, any fabric which employs elastic threads in both warp and filling.
- (f) Restrictions on use of elastic fabrics in the manufacture of brassieres, bandeaux, and garter belts. Except as specifically authorized by the Director General for Operations, no person shall hereafter use any elastic fabrics in the manufacture of brassieres, bandeaux or garter belts except as follows:
- (1) Long-line brassieres. In the manufacture of long-line brassieres, elastic fabric not suitable for gores in Class I garments may be used for gores to the extent of but not exceeding eight square inches per garment.
- bandeaux, elastic fabric to the extent $_{\odot}$ or who, in connection with this order,

of but not exceeding six square inches per garment may be used for inserts and closings.

(3) Garter belts. In the manufacture of garter belts, scrap elastic fabric may be used for gores and/or closures to the extent of 16 square inches per garment, and elastic fabric or scrap elastic may be used for hose supporters to the extent provided in paragraph (c) (2) above.

(g) Shoulder straps. Except as specifically authorized by the Director General for Operations, no person shall hereafter use elastic fabrics in the manufacture of shoulder straps for brassieres, bandeaux, and combinations in excess of five linear inches per garment.

(h) Restrictions on knitting and cutting. In addition to the restrictions on knitting in Conservation Order No. M-124, as amended from time to time, and except as specifically authorized by the Director General for Operations, no person shall, in any calendar month, knit or cut, or cause to be knit or cut by others for his account, more corsets, girdles, panty girdles, combinations and/or garter belts, employing any elastic fabric or rubber yarns, other than Class I garments or corsets mentioned in paragraph (i) below, than 75% of his average knitting or cutting of all such garments during the period beginning January 1, 1941, and ending March 31, 1941.

(i) General exceptions. The prohibitions and restrictions contained in this order shall not apply to the manufacture, sale or delivery of any corset designed for use for surgical or medical purposes which is being produced under a specific contract or subcontract for the Army or Navy of the United States.

(j) Appeals. Any person affected by this order who considers that compliance therewith would work an exceptional and unreasonable hardship upon him, or that it would result in a degree of unemployment which would be unreasonably disproportionate compared with the amount of rubber yarn and fabric containing rubber yarns conserved, or that compliance with this order would disrupt or impair a program of conversion from non-defense to defense work may appeal to the War Production Board by letter or telegram, Ref: L-90, setting forth the pertinent facts and the reasons he considers he is entitled to relief. The Director General for Operations may thereupon take such action as he deems appropriate.

(k) Records. All persons affected by this order shall keep and preserve for not less than two years accurate and complete records concerning inventories, sales and products.

(l) Reports. All persons affected by this order shall execute and file with the War Production Board such reports and questionnaires as may be required by said Board from time to time.

(m) Communications. All reports required to be filed hereunder and all communications concerning this order shall, unless otherwise directed, be addressed to War Production Board, Washington, D. C. Ref: L-90.

(n) Violations. Any person who-wil-(2) Bandeaux. In the manufacture of fully violates any provision of this order, wilfully conceals a material fact or furnishes false information to any department or agency of the United States is guilty of a crime, and upon conviction may be punished by fine or imprisonment. In addition, any such person may be prohibited from making or obtaining further deliveries of, or from processing or using, material under priority control and may be deprived of priorities assistance.

(P.D. Reg. 1, as amended, 6 F.R. 6680; W.P.B. Reg. 1, 7 F.R. 561; E.O. 9024, 7 F.R. 329; E.O. 9040, 7 F.R. 527; E.O. 9125, 7 F.R. 2719; sec. 2 (a), Pub. Law 671, 76th Cong., as amended by Pub. Laws 89 and 507, 77th Cong.)

Issued this 15th day of December 1942. ERNEST KANZLER. Director General for Operations.

[F. R. Doc. 42-13371; Filed, December 15, 1942; 11:45 a. m.]

> PART 3151-ASCORBIC ACID [General Preference Order M-2691

The fulfillment of requirements for the defense of the United States has created a shortage in the supply of ascorbic acid for defense, for private account and for export; and the following order is deemed necessary and appropriate in the public interest and to promote the national defense:

§ 3151.1 General Preference Order M-269—(a) Definitions. (1) "Ascorbic acid" means ascorbic acid (cevitamic acid or vitamin C) in crude or refined form. The term shall include any chemical compound of ascorbic acid but shall not include standard dosage forms (tablets, capsules, ampoules, solutions, etc.), combinations in food or beverages, or ascorbic acid of natural origin.

(2) "Producer" means any person engaged in the production or processing of ascorbic acid, and includes any person who imports ascorbic acid or has ascorbic acid produced for him pursuant to toll agreement.

(3) "Distributor" means any person who purchases ascorbic acid solely for the purpose of resale without further processing and without changing the

form thereof.

(4) "Allocation month" means the period beginning on the 15th day of a calendar month and continuing through the 14th day of the calendar month following. The allocation month of January, for example, shall mean the period beginning January 15.

(b) Restrictions on deliveries and use. (1) Subject to paragraph (c) hereof, on and after December 15, 1942 no producer or distributor shall deliver or use ascorbic acid, and no person shall accept delivery of ascorbic acid, except as specifically authorized or directed by the Director

General for Operations.

(2) Authorizations or directions with respect to deliveries to be made or accepted in each allocation month will so far as practicable be issued by the Director General for Operations prior to the commencement of such allocation month, but the Director General for Operations may at any time at his discretion and notwithstanding the provisions of paragraph (c) hereof, issue directions with respect to deliveries to be made or accepted. He may also at any time issue directions with respect to the use or uses which may or may not be made of material to be delivered or then on hand.

(3) Each person specifically authorized to accept delivery of ascorbic acid shall use such material for the purpose authorized, and only for such purpose, except as otherwise specifically directed by the Director General for Operations, or as provided in paragraph (b) (4) hereof.

(4) Ascorbic acid allocated for inventory shall not be used except as specically directed by the Director General for Operations. Ascorbic acid allocated to fill a specified order or class of orders shall, where and to the extent that such order or class of orders is subsequently cancelled, revert to inventory.

(c) Exceptions to requirement for authorization. Specific authorization of the Director General for Operations shall

not be required for:

- (1) Acceptance of delivery by any person in any one allocation month of five ounces or less of ascorbic acid in the aggregate; provided that such person has not been specifically authorized or directed by the Director General for Operations to accept delivery of any quantity of such material during such month;
- (2) The delivery by any producer or distributor to any person who shall certify to him in writing that he is entitled pursuant to paragraph (c) (1) hereof to accept delivery;

(3) The use by any producer in any allocation month of five ounces or less of ascorbic acid in the aggregate.

- (d) Applications and reports. Each person seeking authorization to accept delivery of (and each producer or distributor seeking authorization to use) ascorbic acid during any allocation month, beginning with the allocation month which commences January 15, 1943, whether for his own consumption or resale, shall file application therefor on or before the 1st day of the calendar month in which such allocation month begins. Where delivery or use is to be in the allocation month commencing December 15, 1942, such application shall be filed as many days as possible in advance of the requested acceptance of delivery or use. In any case, such application shall be made on Form PD-600, in the manner prescribed therein, subject to the following special instructions:
 - (i) Copies of Form PD-600 may be obtained at local field offices of the War Production Board.
 - (ii) Five copies shall be prepared, of which one shall be forwarded to the supplier, three to the War Production Board, Chemicals Division, Washington, D. C., Ref.: M-269, and the fifth retained for applicant's file.

(iii) In the heading, under name of chemical, specify "ascorbic acid"; under WPB Order No., specify "M-269"; under unit of measure, specify ounces; under name of your company, specify name and

mailing address; and specify the allocation month and year for which authorization for acceptance of delivery is sought.

(iv) In Columns 1, 11 and 19, specify quality; for example, USP, crude, calcium ascorbate.

(v) In Column 3, specify the exact product in the manufacture or preparation of which you will use ascorbic acid or in which you will incorporate ascorbic acid. Retailers ordering ascorbic acid for resale (as ascorbic acid), will specify "Resale at retail". If purchase is for inventory, state "inventory".

(vi) In Column 4, specify in each case (including case where your purchase is for "resale") ultimate use to be made of product (as, for example, "medicinal", "t-verage", "food fortification"), and also specify in each case whether your customer is Army, Navy, other government agency, Lend-Lease, or commercial

customer.

- (2) Each producer or distributor seeking authorization to make delivery of ascorbic acid during any allocation month, beginning with the month commencing January 15, 1943, shall file application on or before the 5th day of the calendar month in which such allocation month begins. Application for authorization to deliver in the allocation month beginning December 15, 1942, shall be made as many days as possible in advance of the requested delivery. In any case, such application shall be made on Form PD-601 in the manner prescribed therein, subject to the following special instructions:
- (i) Copies of Form PD-601 may be obtained at local field offices of the War Production Board.
- (ii) Prepare four copies and forward three to the War Production Board, Chemicals Division, Washington, D. C., Ref: M-269, the fourth to be retained by the producer or distributor.

(iii) Producers who have filed application on Form PD-600 specifying themselves as their suppliers, shall list their own names as customers on Form PD-601 and shall list their request for allocation in the manner prescribed for other customers.

- (iv) In the heading, under name of chemical specify "ascorbic acid"; under WPB Order No., specify "M-269"; under name of company, state name and maling address; under unit of measure specify ounces; and state the allocation month and year during which deliveries covered by your application are to be made.
- (v) In Columns 3 and 8, specify grades as stated in customer's Form PD-600.

(vi) The producer or distributor may, if he wishes, leave Column 5 blank.

(vii) Names of customers to whom small order deliveries are to be made during the next allocation month pursuant to paragraph (c) of this order need not be listed, but insert in Column 1 "Total small order deliveries (estimated)", and in Column 4, state the estimated quantity.

(viii) If it is necessary to use more than one sheet to list customers, number each sheet in order and show grand totals for all sheets on the last sheet,

which is the only one that need be certified.

- (3) The Director General for Operations may require each person affected by this order to file such other reports as may be prescribed, and may issue special directions to any such person with respect to preparing and filing Forms PD-600 and PD-601.
- (e) Notification of customers. Each supplier shall notify his regular customers as soon as possible of the requirements of this order, but failure to receive such notice shall not excuse any person from complying with the terms hereof.

(f) Miscellaneous provisions—(1) Applicability of priorities regulations. This order and all transactions affected hereby are subject to all applicable provisions of War Production Board priorities regulations, as amended from time to time.

- (2) Violations. Any person who wilfully violates any provision of this order, or who, in connection with this order, wilfully conceals a material fact or furnishes false information to any department or agency of the United States is guilty of a crime, and upon conviction may be punished by fine or imprisonment. In addition, any such person may be prohibited from making or obtaining further deliveries of, or from processing or using, material under priority control and may be deprived of priorities assistance.
- (3) Communications to War Production Board. All reports required to be filed hereunder, and all communications concerning this order, shall_unless otherwise directed, be addressed to: War Production Board, Chemicals Division, Washington, D. C. Ref.: M-269.

(P.D. Reg. 1, as amended, 6 F.R. 6680; W.P.B. Reg. 1, 7 F.R. 561; E.O. 9024, 7 F.R. 329; E.O. 9040, 7 F.R. 527; E.O. 9125, 7 F.R. 2719; sec. 2 (a), Pub. Laws 671, 76th Cong., as amended by Pub. Laws 89 and 507, 77th Cong.)

Issued this 15th day of December 1942.

ERMEST KANZLER,
Director General for Operations.

[F.R. Doc. 42-13372; Filed, December 15, 1942; 11:45 a. m.]

Chapter XI—Office of Price Administration

PART 1306—IRON AND STEEL [RFS 43 as Amended, Amendment 1]

used steel drums and used steel pails

A statement of considerations involved in the issuance of this amendment has been issued simultaneously herewith and filed with the Division of the Federal Register.*

Section 1306.210 is amended, and a new paragraph, (d), is added to § 1306.211, as set forth below:

§ 1306.210 Effective dates. (a) Revised Price Schedule No. 43, as amended,

^{*}Copies may be obtained from the Office of Price Administration. *7 P.R. 4297, 8948.

(§§ 1306.201 to 1306.212, inclusive) shall become effective June 10, 1942.

(b) Amendment No. 1 (§§ 1306.210 and 1306.211 (d)) to Revised Price Schedule No. 43, as amended, shall become effective December 19, 1942.

§ 1306.211 Appendix A: Maximum prices for used steel drums. * * *

(d) Maximum price for used stainless steel drums. The maximum price for reconditioned 16 gauge used fifty-five gallon steel drums, made of 18% chrome-8% nickel stainless steel, shall be \$35.00 per drum on an f. o. b. seller's location

(Pub. Laws 421 and 729, 77th Cong.; E.O. 9250, 7 F.R. 7871)

Issued this 14th day of December 1942. LEON HENDERSON. Administrator.

[F. R. Doc. 42-13353; Filed, December 14, 1942; 3:34 p. m.]

> PART 1306-IRON AND STEEL IRPS 46.1 Amendment 3]

> > RELAYING RAIL

A statement of the considerations involved in the issuance of this amendment has been issued simultaneously herewith and filed with the Division of the Federal Register.*

Sections 1306.251, 1306.253, 1306.255, 1306.256 (a), 1306.258 (b), 1306.260 (c) (1) (i) and (c) (2), and 1306.261 are amended, a new paragraph (d) is added to § 1306.258, a new paragraph (c) is added to § 1306.259a, a new paragraph (d) is added to § 1306.260, a new subdivision (iii) is added to § 1306.260 (c) (1), and a new § 1306.254 is added, as set forth below, and paragraphs (b) and (c) of § 1306.257 are revoked:

§ 1306.251 Maximum prices—(a) Relaying rail. On and after December 2, 1941, regardless of the terms of any contract of sale or purchase, or other commitment, no person shall sell, offer to sell, deliver or transfer relaying rail, and no person shall buy, offer to buy, or accept delivery of relaying rail, at prices higher than the maximum prices set forth in paragraphs (a), (b) and (c) of Appendix A hereof, incorporated herein as § 1306.260.

(b) Relaying girder rail. On and after December 19, 1942, regardless of the terms of any contract of sale or purchase, or other commitment, no person shall sell, offer to sell, deliver or transfer relaying girder rail, and no person shall buy, offer to buy, or accept delivery of relaying girder rail, at prices higher than the maximum prices set forth in paragraph (d) of Appendix A hereof, incor-

porated herein as § 1306.260.

§ 1306.253 Evasion. The price limitations set forth in Revised Price Schedule No. 46 shall not be evaded whether by direct or indirect methods in connection with a purchase, sale, deliv-

17 F.R. 1295, 2132, 2508, 3446, 8948.

ery or transfer of relaying rail or relaying girder rail, alone or in conjunction with any other material, or by way of any commission, service, transportation, or other charge, or discount, premium, or other privilege, or by tying-agreement or other trade understanding, or other-

§ 1306.254 Licensing of dealers. Effective September 17, 1942, a license as a condition of selling is hereby required of every person selling relaying rail or relaying girder rail for which maximum prices are established by this Revised Price Schedule 46, and every person subject to this regulation is hereby granted a license as a condition of selling relaying rail or relaying girder rail hereunder. Every person hereby licensed may be required to register with the Office of Price Administration at such time and in such manner as the Administrator may prescribe. The license hereby granted is not transferable. Licensees, violating any of the provisions of this regulation or of the license hereby granted or of any applicable regulation, order or requirement under section 202 (b) of the Emergency Price Control Act of 1942 are subject to the license suspension proceedings provided therein.

§ 1306.255 Records and reports. Every person making purchases or sales of relaying rail or relaying girder rail after January 1, 1942, shall keep for inspection by the Office of Price Administration so long as this Revised Price Schedule No. 46 shall remain in effect complete and accurate records of (a) each such purchase or sale, showing the date thereof, the name and address of the buyer or the seller, the shipping point price paid or received, transportation charges, if any, and the quantity and weight purchased or sold, and (b) the quantity of relaying rail and of relaying girder rail (1) on hand, and (2) on order, as of the close of each calendar month.

Persons affected by Revised Price Schedule No. 46 shall submit such reports to the Office of Price Administration as it may from time to time require.

§ 1306.256 Enforcement. (a) Persons violating any provision of this Revised Price Schedule No. 46 are subject to the criminal penalties, civil enforcement actions, license suspension proceedings, and suits for treble damages provided for by the Emergency Price Control Act of 1942.

§ 1306.258 Definitions. When used in Revised Price Schedule No. 46, the

term: * * *
(b) "Relaying rail" means steel rail of any weight per yard (other than re-laying girder rail) which is suitable for relaying and which is to be used for relaying or for a purpose other than relaying for which new rail is ordinarily used, and which has been submitted to all reconditioning processes, if any, necessary to render it fit for such reuse.

(d) "Relaying girder rail" means plain or groove headed steel rail of any

weight per yard designed for laying as street-car track in city streets and elsewhere, which is suitable for relaying and which is to be used for relaying or for a purpose other than relaying for which new rail is ordinarily used, and which has been submitted to all reconditioning processes, if any, necessary to render it fit for such reuse.

§ 1306.259a Effective dates of amendments. .*

(c) Amendment No. 3 (§§ 1306.251, ° 1306.253, 1306.254, 1306.255, 1306.256 (1), 1306.257, 1306.258 (b) and (d), 1306.259a (c), 1306.260 (c) (1) (i) and (iii), (c) (2) and (d), and 1306.261) to Revised Price Schedule No. 46 shall become effective December 19, 1942.

§ 1306.260 Appendix A: Maximum prices for relaying rail and relaying girder rail. *

(c) Maximum prices for relaying rail

sold from warehouses. (1) * * *

(i) For quantities of one carload or more: (a) \$32.00 per gross ton f. o. b. warehouse for all such rail which weighed 60 lbs. or more per yard when new; (b) \$35.84 per gross ton f. o. b. warehouse for all such rail which weighed 45 lbs. or more per yard, but less than 60 lbs. per yard, when now; (c) \$39.20 per gross ton f. o. b. warehouse for all such rail which weighed 35 lbs. or more per yard, but less than 45 lbs. per yard, when new; and (d) \$45.00 per gross ton f. o. b. warehouse for all such rail which weighed less than 35 lbs. per yard when new.

(iii) For less than carload quantities of all weights of relaying rail which weighed less than 35 lbs. per yard when new: (a) \$2.25 cwt. f. o. b. warehouse for quantities of 5 net tons or more; and (b) \$2.40 cwt. f. o. b. warehouse for quantities of less than 5 net tons.

ф (2) Before any person shall sell relaying rail pursuant to paragraph (c) of this section, he must file with the Office of Price Administration a statement indicating that he operates a relaying rail reconditioning plant equipped with machinery for reconditioning, giving a list of such machinery, and must obtain written recognition by the Office of Price Administration of his plant as a relaying rail warehouse. A storage point or yard, not customarily operated as a ware-house, is not a warehouse within the meaning of this paragraph.

(d) Maximum prices for relaying girder rail. The maximum price, f. o. b. shipping point, for relaying girder rail shall be \$45.00 per gross ton minus the lowest railroad charge for transporting such rail from the railroad siding nearest the location of such rail to that basing point mentioned in paragraph (b) of this § 1306.260 to which the lowest applicable railroad rate from such siding applies: Provided, That the shipping point price need in no case be less than \$39.00 per gross tón.

§ 1306.261 Geographical application. The provisions of Revised Price Schedule No. 46 shall apply only to sales, offers to

^{*}Copies may be obtained from the Office of Price Administration.

sell or deliveries of relaying rail or relaying girder rail moving within, into or out of one of the States of the United States or the District of Columbia.

(Pub. Laws 421 and 729, 77th Cong.; E.O. 9250, 7 F.R. 7871)

Issued this 14th day of December 1942. LEON HENDERSON, Administrator.

[F. R. Doc. 42-13354; Filed, December 14, 1942; 1.m .g 28:8

> PART 1340-FUEL [MPR 112,1 Amendment 8] PENNSYLVANIA ANTHRACITE

A statement of the considerations involved in the issuance of this amendment has been issued simultaneously herewith and has been filed with the Division of the Federal Register.*

In § 1340.200 (a) (3), subdivisions. (iii) and (iv) are added to read as set forth below:

§ 1340.200 Appendix A: Maximum prices for anthracite. (a) * * * (3) *

(iii) Where anthracite coal is delivered from a mine or preparation plant in any transportation facilities owned or subject to the control of the producer or a distributor, or subsidiary or affiliate of the producer or distributor, or in any transportation facilities hired by the producer or a distributor, there may be added to the applicable maximum prices established herein a sum not in excess of the actual transportation costs incurred. determined in a reasonable manner, but in no event to exceed the lowest common carrier rate for a haul between the

(iv) There may be added to the maximum prices established herein an amount not in excess of the tax imposed by section 620 of the Revenue Act of 1942 when incurred by a producer or distributor of anthracite: Provided, That the tax so incurred shall be stated separately from the price paid by the purchaser.

same points.

§ 1340.199a Effective dates of amend-ments. * * *

(h) Amendment No. 8 (§ 1340.200 (a) (3) (iii) and (iv)) to Maximum Price Regulation No. 112 shall become effective December 1,-1942.

(Pub. Laws 421 and 729, 77th Cong.; E.O. 9250, 7 F.R. 7871)

Issued this 14th day of December 1942. LEON HENDERSON,

Administrator. [F. R. Doc. 42-13355; Filed, December 14, 1942; 3:38 p. m.]

*Copies may be obtained from the Office of

PART 1340-FUEL [MPR 121.1 Amendment 91

MISCELLANEOUS SOLID FUELS DELIVERED FROM PRODUCING FACILITIES

A statement of the considerations involved in the issuance of this amendment, issued simultaneously herewith. has been filed with the Division of the Federal Register.*

In § 1340.249 (d) a new subparagraph (2) is added and the text of paragraph (d) is designated subparagraph (1) to read as set forth below:

§ 1340.249 Appendix A: Maximum prices for miscellaneous solid fuels delivered from producing facilities.

(d) (1) * * *

(2) There may be added to the maximum prices established herein an amount not in excess of four cents per net ton if incurred by a producer or distributor of miscellaneous solid fuels under section 620 of the Revenue Act of 1942, and if said producer or distributor separately states the amount of the tax in the sale to his purchaser.

§ 1340.250a Effective dates of amend-ments. • • •

(i) Amendment No. 9 (§ 1340,249 (d) (1) and (2)) to Maximum Price Regulation No. 121 shall be effective as of December 1, 1942.

(Pub. Laws 421 and 729, 77th Cong.; E.O. 9250, 7 F.R. 7871)

Issued this 14th day of December 1942. LEON HENDERSON, Administrator.

[F. R. Doc. 42-13357; Filed, December 14, 1942; 3:34 p. m.]

PART 1340-FUEL

[MPR 122,2 Amendment 12]

SOLID FUELS DELIVERED FROM PACILITIES OTHER THAN PRODUCING FACILITIES-DEALERS

A statement of the considerations involved in the issuance of this amendment has been issued simultaneously herewith and filed with the Division of the Federal Register.*

In § 1340.261 (g), subparagraph (1) is redesignated as subdivision (i); subdivisions (i) and (ii) are redesignated as inferior subdivisions (a) and (b); subparagraph (2) is redesignated as subdivision (ii); a new subparagraph (2) is added; and the text of paragraph (g) is designated as subparagraph (1) to read as set forth below:

§ 1340.261 Appendix A: Maximum prices for solid fuels delivered from

facilities other than producing facilities. " *

(g) Federal and state taxes.

(1) *

(2) On sales of solid fuel, there may be added to the maximum prices established by paragraphs (a), (b), (c) and (d) of this § 1340.261 an amount per net ton not in excess of the tax imposed by section 620 of the Revenue Act of 1942 when such tax has been incurred in the transportation of the solid fuel: Prorided, That the tax so incurred shall be stated separately from the price paid by the purchaser.

§ 1340.260a Effective dates of amendments. * *

(l) Amendment No. 12 to Maximum Price Regulation No. 122 (§ 1340.261 (g) (1) and (2)) shall become effective as of December 1, 1942.

(Pub. Laws 421 and 729, 77th Cong.; E.O. 9250, 7 F.R. 7871)

Issued this 14th day of December 1942. LEON HENDERSON. Administrator.

[F.R.Dsc.42-13356; Filed, December 14, 1942; 3:35 p. m.]

> PART 1340-FUEL [MPR 189, Amendment 5]

DITUMNOUS COM SOLD FOR DIRECT USE AS BUNKER FUEL

A statement of the considerations involved in the issuance of this amendment has been issued simultaneously herewith and filed with the Division of the Federal Register.*

In § 1340.311, the undesignated first paragraph is designated as paragraph (a); paragraph (a) is redesignated as subparagraph (1); subparagraphs (1) and (2) are redesignated as subdivisions (i) and (ii); paragraph (b) is redesignated as subparagraph (2); and a new paragraph (b) is added to read as set forth below:

§ 1340.311 Federal and state taxes.

(b) An amount per net ton not in excess of the tax imposed by section 620 of the Revenue Act of 1942 when such tax has been incurred in the transportation of bituminous coal for bunkering vessels may be added to the maximum prices established under § 1340.313, Appendix A, of this Maximum Price Regulation No. 189: Provided: That, the tax so incurred shall be stated separately from the price paid by the purchaser.

§ 1340.3142 Effective dates of amendments.

(e) Amendment No. 5 to Maximum Price Regulation No. 189 (§ 1340.311 (a) and (b)) shall be effective as of December 1, 1942.

Price Administration.

17 FR. 2512, 2739, 2818, 2868, 3521, 4294, 4539, 4540, 8948.

¹⁷ F.R. 3237, 3989, 4483, 5941, 6002, 6386, 8587, 8521, 6938, 6948. 27 F.R. 3239, 3606, 3856, 3940, 3941, 5024,

^{5567, 5835, 7809, 8996, 8949, 8948, 9426, 9783.}

¹7 F.R. 5331, 6334, 8339, 10225.

(Pub. Laws 421 and 729, 77th Cong.; E.O. 9250, 7 F.R. 7871)

Issued this 14th day of December 1942.

LEON HENDERSON,

Administrator.

[F. R. Doc. 42-13348; Filed, December 14, 1942; 3:37 p. m.]

PART 1351—FOOD AND FOOD PRODUCTS
[MPR 243.1 Amendment 1]

PITTED AND MACERATED DOMESTIC DATES AND DOMESTIC DATE PRODUCTS

A statement of the considerations involved in the issuance of this amendment has been issued simultaneously herewith and filed with the Division of the Federal Register.*

Section 1351.903 (a) and (d), §§ 1351.-906 and 1351.911 are amended by substituting the words "pitted domestic dates, whether packaged or in bulk" for the words "packaged pitted domestic dates" appearing therein.

The title of § 1351.902 is amended, subparagraph (1) to paragraph (a) of § 1351.902 is added and § 1351.914 is added as set forth below.

§ 1351.902 Maximum prices of processors for pitted domestic dates, macerated dates and domestic date products.

(a) * * *

(1) The maximum price, f. o. b. plant, for sales of pitted domestic dates in bulk by a processor shall be twenty-eight cents per pound.

§ 1351.914 Effective dates of amendments. (a) Amendment No. 1 (§ 1351.-902 (a) (1), § 1351.903 (a) and (d), §§ 1351.906, 1351.911 and 1351.914) to Maximum Price Regulation No. 243 shall become effective December 19, 1942.

(Pub. Laws 421 and 729, 77th Cong.; E.O. 9250, 7 F.R. 7871)

Issued this 14th day of December 1942.

Leon Henderson,

Administrator.

[F.R. Doc. 42-13350; Filed, December 14, 1942; 3:35 p. m.]

PART 1351—FOOD AND FOOD PRODUCTS
[Amendment 12 to Revised Price Schedule 53]

FATS AND OILS

Correction

The table in § 1351.151 (b) (14) (iii) appearing on page 8204 of the issue for Tuesday, October 13, 1942, should read as follows:

(iii) Distilled fatty acids.

	Cents per lb. de- livered, tank cars	Cents per lb. de- livered, carloads, in return- able drums- or non- returnable packages
Tallow: East. Texas and Oklahoma. West of Rockies. Cottonseed, single distilled: East. Texas and Oklahoma. West of Rockies. Cottonseed, double distilled: East. Texas and Oklahoma. West of Rockies. Coconut, undistilled, #2 grade Coconut, distilled, #1 grade Coconut, triple distilled, special light color.	12 12)-5 13 11)-4 11)-4 12)-4 12)-4 12)-4 12)-4 12)-4	1234 1334 1334 12 1214 13 1214 13 1314 1514 1614
1.4	Cents per lb. f. o. b. pro- ducer's plant, tank cars	Cents per lb. f. o. b. producer's plant, car- loads, in returnable drums or non-re- turnable packages
Soya bean oil, from foots	10 15% 1018 1114	1034 1634 1078 12

PART 1375-EXPORT PRICES

[Amendment 4 to Revised Maximum Export Price Regulation 1]

BITUMINOUS COAL

A statement of the considerations involved in the issuance of this amendment is issued simultaneously herewith and has been filed with the Division of the Federal Register.*

Paragraph (d) of § 1375.1 is amended, paragraph (c) is added to § 1375.5, and paragraph (d) is added to § 1375.12, as set forth below:

§ 1375.1 Maximum export price. * * * (d) * * *

In calculating the maximum export price on sales of bituminous coal to all other destinations, the maximum domestic price to be used shall be the maximum price for the same coal at the port of embarkation determined by the seller in accordance with Maximum Price Regulation No. 189.

§ 1375.5 Specific maximum export premiums. * * *

(c) The Maximum export premium to be charged on an export sale of bituminous coal, except to the Territories of Alaska and Hawaii, the Dominion of Canada and Newfoundland, shall be 25 cents per net ton.

§ 1375.12 Effective date of amendments. * * *

(d) Amendment No. 4 (§§ 1375.1 (d), 1375.5 (c)) shall become effective December 19, 1942.

(Pub. Laws 421 and 729, 77th Cong., E.O. 9250, 7 F.R. 7871)

Issued this 14th day of December 1942.

LEON HENDERSON,

Administrator.

[F.R. Doc. 42-13349; Filed, December 14, 1942; 3:34 p. m.]

PART 1394—RATIONING OF FUEL AND FUEL PRODUCTS

[Correction to Amendment 11 to Ration Order 5B]

GASOLINE RATIONING FOR PUERTO RICO

In § 1394.2306, paragraphs (n) and (o) are redesignated paragraphs (o) and (p), respectively.

(Pub. Law 617, 76th Cong.; as amended, by Pub. Laws 89, 421, 507 and 729, 77th Cong.; E.O. 9250, 7 F.R. 7871; W.P.B. Dir. No. 1; Supp. Dir. No. 1J, 7 F.R. 562)

Issued and effective this 14th day of December 1942.

WILLIAM B. MEAD, Director of Office of Price Administration for Puerto Rico.

[F. R. Doc. 42-13351; Filed, December 14, 1942; 3:34 p. m.]

PART 1394—RATIONING OF FUEL AND FUEL PRODUCTS

[Ration Order 11, Amendment 14] FUEL OIL RATIONING REGULATIONS

A rationale for this amendment has been issued simultaneously herewith and has been filed with the Division of the Federal Register.*

In subparagraph (1) of paragraph (b) of § 1394.5201, the phrase "December 13, 1942" is amended to read "December 20, 1942" and the phrase "January 20, 1943"; in subparagraph (2) of said paragraph (b), the phrase "December 16, 1942" is amended to read "December 23, 1942" and the phrase "January 19, 1943"; in subparagraph (3) of said paragraph (b), the phrase "January 26, 1943"; in subparagraph (3) of said paragraph (b), the phrase "December 17, 1942" is amended to read "December 24, 1942" and the phrase "January 18, 1943" is amended to read "January 25, 1943"; in subparagraph (4) of said paragraph (b) the phrase "December 19, 1942" is amended to read "January 26, 1943"; in subparagraph (4) of said paragraph (b) the phrase "December 19, 1942" is amended to read "December 26, 1942" and the phrase "January 23, 1943"; and a new paragraph (n) is added to § 1394.5902; as set forth below:

^{*}Copies may be obtained from the Office of Price Administration.

¹7 F.R. 8948, 8478.

¹7 F.R. 5059, 7242, 8829, 9000.

¹⁷ F.R. 8480.

Effective Date

§ 1394.5902 Effective date of corrections and amendments. * * *

(n) Amendment No. 14 (§ 1394.5201) to Ration Order No. 11 shall become effective on December 14, 1942.

(Pub. Law 671, 76th Cong., as amended by Pub. Law 89, 421 and 507, 77th Cong.; W.P.B. Dir. 1, 7 F.R. 562, Supp. Dir. No. 1-O, 7 F.R. 8418; E.O. 9125, 7 F.R. 2719)

Issued this 14th day of December 1942.

LEON HENDERSON. Administrator.

[F.R. Doc. 42-13352; Filed, December 14, 1942; 3:35 p. m.]

PART 1394—RATIONING OF FUEL AND FUEL PRODUCTS

[Amendment 15 to Ration Order 111]

FUEL OIL RATIONING REGULATIONS

A rationale for this amendment has been issued simultaneously herewith and has been filed with the Division of the Federal Register.*

In § 1394.5603, insert after the phrase "December 10, 1942" the parenthetical words "(and in the areas designated by a Regional Administrator pursuant to paragraph (g) of § 1394.5653 and paragraph (c) of § 1394.5707, on or after December 20, 1942)"; in paragraph (b) of § 1394.5604, the phrase "fifty (50) days" is amended to read "sixty (60) days"; in subparagraph (3) of paragraph (b) of § 1394.5707, the phrase "December 20, 1942" is amended to read "December 30, 1942", in subparagraph (4) of that paragraph (b), the phrase "December 30, 1942" is amended to read "January 10, 1943", and a new paragraph (c) is added to said section; a new paragraph (g) is added to § 1394.5653; and a new paragraph (o) is added to § 1394.5902, as set forth below:

Restrictions on Transfers to and by Consumers

§ 1394.5653 Transfers to consumers in exchange for coupons. *

(g) Any Regional Administrator who finds that there has been such delay in the issuance of rations as of December 9, 1942, as to jeopardize the public health or welfare or the war effort, may, upon approval of the Washington Office, issue a declaration designating the areas within his region in which such delay has occurred. Such declaration shall continue in effect up to and including December 19, 1942. Notwithstanding any other provisions of this Ration Order No. 11, during the effective period of such declaration, transfers of fuel oil specified in paragraph (f) of this section may be made, in the areas so designated, without requiring the surrender of coupons, or other evidences, or delivery receipts, subject, however, to the conditions specified in paragraph (f) of this section. *

Restrictions on Transfers to Dealers and Suppliers

§ 1394.5707 Restrictions on trans-

(c) Any Regional Administrator who finds that there has been such delay in the issuance of rations as of December 9, 1942, as to jeopardize the public health or welfare or the war effort, may, upon approval of the Washington Office, issue a declaration designating the areas within his region in which such delay has occurred. Such declaration shall continue in effect up to and including December 19, 1942. Notwithstanding any other provisions of this Ration Order No. 11, during the effective period of such declaration, transfers of fuel oil specified in paragraph (b) of this section may be made, in the areas so designated, without requiring the surrender of coupons, or other evidences, subject, however, to the conditions specified in paragraph (b) of this section.

Effective Date

§ 1394.5902 Effective date of corrections and amendments. * * * (o) Amendment No. 15 (§§ 1394.5603,

1394.5604, 1394.5653, 1394.5707) to Ration Order No. 11 shall become effective on December 14, 1942.

(Pub. Law 671, 76th Cong., as amended by Pub. Laws 89 and 507; Pub. Law 421, 77th Cong.; W.P.B. Directive No. 1, 7 F.R. 562; Supp. Directive No. 1-0, 7 F.R. 8418; E.O. 9125, 7 F.R. 2719)

Issued this 14th day of December 1942. LEON HENDERSON, Administrator.

[F. R. Doc. 42-13359; Filed, December 14, 1942; 4:18 p. m.]

PART 1411-COMPENSATORY ADJUSTMENTS [Compensatory Adjustment Reg. 1,1

Amendment 4]

WARTILE INCREASES IN THE COST OF TRANSPORTING COAL

Additions are made to §§ 1411.2 (b) (2) (iv), 1411.3 (a) (1) (ii), 1411.3 (a) (2) (ii), 1411.3 (b), and 1411.5a (b) (3) (iii) and (v); and a new subparagraph (3) is added to § 1411.5 (b), as set forth below.

§ 1411.2 Filing of applications.

- (b) Contents of application. • •
- (2) * * * (iv) * * * Provided, further, That the cost of transportation shall not include the amount of any tax levied upon the transportation of coal.
- § 1411.3 Special applications—(a) Requests for special adjustment. (1)
- (ii) * * * The transportation cost incurred on and after May 18, 1942 shall not include the amount of any tax levied upon the transportation of coal.
- * * * Provided, further, That (ii) the transportation cost actually incurred

on or after May 18, 1942 shall not include the amount of any tax levied upon the transportation of coal. *

(b) Special applications. * * * The tidewater transportation cost incurred on and after January 1, 1942 shall not include the amount of any tax levied upon the transportation of coal.

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*

8 • § 1411.5 Appendix A: Standard adjustment to be stated in application.

(b) Combined hauls (other than via Hampton Roads in cargo boats of 1,000

gross tons or more). * * *

(3) That the transportation costs shall not include the amount of any tax levied upon the transportation of coal.

* § 1411.5a Pennsylvania anthra-te. * * * cite. *

*

(b) Manner of filing and contents of application.

(3) * * * (iii) * * * *Provided*, That the cost of transporting such anthracite shall not include the amount of any tax levied upon the transportation of such coal.

(v) * * * Provided, further, That the transportation cost incurred on or after May 18, 1942 shall not include the amount of any tax levied upon the transportation of such coal.

§ 1411.7 Effective dates of amend-ments. * * *

(d) Amendment No. 4 (§§ 1411.2 (b) (2) (iv); 1411.3 (a) (1) (ii) and (2) (ii); 1411.3 (b); 1411.5 (b) (3); 1411.5a (b) (3) (iii) and (v)) to Compensatory Adjustment Regulation No. 1 shall be effective as of December 1, 1942.

(Pub. Law 421, 77th Cong.)

*

Issued this 14th day of December 1942. LEON HENDERSON, Administrator.

[F.R.Doc. 42-13337; Filed, December 14, 1942; 3:39 p. m.]

PART 1499—COMMODITIES AND SERVICES [Amendment 15 to Rev. Supp. Reg. 41 to GMPR 21

EXCEPTIONS FOR SALES AND DELIVERIES TO UNITED STATES

A statement of the considerations involved in the issuance of this amendment is issued simultaneously herewith and has been filed with the Division of the Federal Register.*

Subparagraph (13) of § 1499.29 (a) is hereby revoked.

(d) Effective dates. * * *

^{*}Copies may be obtained from the Office

of Price Administration.

17 F.R. 8480, 8708, 8809, 8897, 9316, 9396, 9492, 9427, 9430, 9621, 9784, 10153, 10081.

¹⁷ F.R. 3749, 3900, 6005, 6149, 7744.

¹⁷ P.R. 5056, 5033, 5566, 6032, 6034, 6426, 7 P.R. 5055, 5033, 5555, 6032, 6034, 6428, 6793, 7175, 7538, 8921, 9327, 10922, 10110.

7 P.R. 3153, 3330, 3666, 3930, 3991, 4339, 4487, 4639, 4738, 5027, 5276, 5192, 5365, 5445, 5503, 6424, 5775, 5724, 5783, 6053, 6031, 6007, 6216, 6915, 6794, 6739, 7033, 7322, 7454, 7753, 7913, 8431, 831, 9094, 8942, 9495, 9615, 9616, 6789, 1015 9732, 10155,

(16) Amendment No. 15 (§ 1499.29 (a) (13)) to Revised Supplementary Regulation No. 4 (§ 1499.29) shall become effective December 19, 1942.

(Pub. Laws 421, 729, 77th Cong.; E.O. 9250, 7 F.R. 7871)

Issued this 14th day of December 1942. LEON HENDERSON, Administrator.

[F.R. Doc. 42-13340; Filed, December 14, 1942; 3:37 p. m.]

PART 1499—COMMODITIES AND SERVICES [Rev. Supp. Reg. 12 to GMPR 1]

SALES OR DELIVERIES OF IMPORTED COMMODITIES

A statement of the considerations involved in the issuance of this revised supplementary regulation is issued simultaneously herewith, and has been filed with the Division of the Federal Register.

Paragraph (a) (13) of § 1499.29, heretofore a part of Revised Supplementary Regulation No. 4, as amended, is incorporated herein, with certain changes, as § 1499.1404 (b); § 1499.48 is hereby revoked and is superseded by §§ 1499.1401 to 1499.1409 inclusive, as set forth below.

§ 1499.1401 Effect of other price regulations. This regulation shall not apply to any imported commodity subject to a specific maximum price regulation, or a supplementary regulation to the General Maximum Price Regulation which establishes specific maximum prices, already issued or issued hereafter.

§ 1499.1402 Sales or deliveries of imported commodities to industrial users or intermediate distributors. (a) Sales or deliveries of any commodity which was imported after March 31, 1942, by an importer, other than the United States or any agency thereof, or such other government or agency thereof, as described in § 1499.1404 (b), to an intermediate distributor or industrial user, and sales or deliveries of such a commodity by an intermediate distributor to an industrial user, may be made at a price higher than the maximum price established by the General Maximum Price Regulation, subject to the following limitations:

(1) If the importer delivered or offered for delivery the same commodity during March 1942, such higher price shall not exceed the maximum price established by the General Maximum Price Regulation by an amount in excess of any increase in the total landed costs of such commodity over the total landed costs for the same commodity, upon which his maximum price under the General Maximum Price Regulation was established.

(2) If the importer did not deliver or offer for delivery the same commodity

*Copies may be obtained from the Office of Price Administration.

during March, the higher price charged by him shall be subject to revision or adjustment by the Price Administrator if, in the opinion of the Price Administrator, such price exceeds the maximum price established for him under section 2 (b) of the General Maximum Price Regulation by more than a fair allowance for any increase in the total landed costs of the commodity sold or delivered over the total landed costs of the commodity, upon which his maximum price under the General Maximum Price Regulation was established.

(3) The higher price charged by the intermediate distributor shall not exceed the maximum price established by the General Maximum Price Regulation by more than the amount certified to him by the importer in writing pursuant to § 1499.1402 (c).

(b) No petition or application by an industrial user for amendment, adjustment, exception, or other relief will be entertained by the Price Administrator to the extent that such petition or application is based, directly or indirectly. upon the purchase or receipt of an imported commodity at the higher price permitted by § 1499.1402 (a) of this regu-

(c) Any importer or intermediate distributor who on or after December 19, 1942, sells or agrees to sell an imported commodity to an industrial user at the higher price permitted by § 1499.1402 (a) shall prior to the time of such sale or agreement notify him in writing that such higher price is being charged pursuant to § 1499.1402 (a) and also of the prohibition of § 1499.1402 (b) of thisregulation. Any importer who sells or agrees to sell an imported commodity to an intermediate distributor at the higher price permitted by § 1499.1402 (a) shall prior to the time of such sale or agreement give him similar notice and shall furthermore certify to him in writing not later than the time of the first delivery under any sale the amount of the increase in the total landed costs permitted to be charged under § 1499.1402 (a). which is included in the price charged to the intermediate distributor. If the price charged is altered by the importer for any delivery under a sale as a result of a change in the total landed costs before deliveries are completed, he shall certify such change to the intermediate distributor.

(d) Within 10 days after the first delivery to each intermediate distributor or to each industrial user under any sale made at the higher price permitted by § 1499.1402 (a), the importer shall forward to the Director, Office of Export-Import Price Control, Office of Price Administration, Washington, D. C., a report, in duplicate, as to each imported commodity so delivered, upon form OPA-SR-12A contained in § 1499.1407, Appendix A, of this regulation, or upon a form copied therefrom. Copies of form OPA-SR-12A may be obtained from the Office of Price Administration, Washington, D. C. If the price charged is altered by the importer for any delivery under a sale as a result of a change in the total landed costs before deliveries are completed, supplemental reports, in duplicate, shall be filed upon such form as to each imported commodity so delivered.

(e) Within 10 days after the first delivery to each industrial user under any sale made at the higher price permitted by § 1499.1402 (a), the intermediate distributor shall forward to the Director, Office of Export-Import Price Control, Office of Price Administration, Washington, D. C., a report, in duplicate, as to each imported commodity so delivered, upon form OPA-SR-12B contained in § 1499.1408, Appendix B, of this regulation, or upon a form copied therefrom. Copies of form OPA-SR-12B may be obtained from the Office of Price Administration, Washington, D.C. If the price charged to the industrial user is altered by the intermediate distributor for any delivery under a sale as a result of a change in the total landed costs certified to him by the importer before deliveries are completed, supplemental reports, in duplicate, shall be filed upon such form as to each imported commodity so delivered.

(f) Whenever an intermediate distributor, or an importer who sells directly to an industrial user, believes that the filing of the individual reports required in § 1499.1402 (e) or § 1499.1402 (d) of this regulation would place an undue burden upon him, he may apply in writing to the Administrator, Office of Price Administration, Washington, D. C., for permission to file consolidated reports. If the Administrator grants such permission, he shall indicate in each case what data should be included in such

consolidated reports.

§ 1499.1403 Sales or deliveries of imported commodities to persons other than industrial users or intermediate distrib? utors. On and after December 19, 1942. regardless of the terms of any contract of sale or purchase, except for the provisions of § 1499.1402 (a), no person shall sell or deliver, and no person shall buy or receive, at a price higher than the maximum price established by the General Maximum Price Regulation, any inported commodity which is not subject to a specific maximum price regulation or a supplementary regulation to the General Maximum Price Regulation which establishes specific maximum prices.

§ 1499.1404 Exceptions. This regulation shall not apply to:

(a) Purchases of commodities to be imported by a person who deals directly with the seller or his selling agent wherever located.

(b) Sales or deliveries of any imported commodity in its imported state, or after being subjected to a process which does not result in the production of a new and different article having a distinctive name, character or use, to the United States or any agency thereof, or to the government of any country whose defense the President deems vital to the defense of the United States under the terms of the Act of March 11, 1941, entitled "An Act to promote the defense of the United States" or any agency of such government, or sales or deliveries to any person who will use such commodity to fulfill a contract with the United States or any agency thereof, or with any such other

¹⁷ FR. 3153, 3330, 3990, 3991, 4339, 4487, 4659, 4738, 5027, 5192, 5276, 3666, 5445, 5565, 5484, 5783, 6058, 6081, 6007, 6216, 6615, 6794, 6739, 7093, 7322, 7454, 7758, 7913, 8431, 8881, 9004, 8942, 9435, 9615, 9616, 9732, 10155.

government or any agency thereof, or to fulfill a subcontract under any such contract: *Provided, however*, That this exception shall not apply to the following commodities:

Fish and seafood: canned, salted, pickled, smoked, or frozen.

(2) Other foodstuffs processed after importation.

(3) Silver bullion.

(4) Crude rubber, balata, and guayule.

(c) Sales or deliveries of any commodities excepted from the General Maximum Price Regulation.

(d) Lumber and wood shingles produced in and imported from Canada or Mexico.

(e) Unmanufactured asbestos, asbestos crudes, fibers, stucco, and sand and refuse containing not more than 15 per centum of foreign matter.

§ 1499.1405 Less than maximum prices. Lower prices than those permitted under this regulation may be charged, demanded, paid, or offered.

§ 1499.1406 *Definitions*. When used in this Revised Supplementary Regulation No. 12, the term:

(a) "Imported commodity" means any commodity entered into the continental United States from outside thereof for consumption therein or withdrawn from a bonded warehouse in the United States for consumption therein.

(b) "Importer" means any person who is the ultimate consignee in the United States of an imported commodity and who sells or delivers such commodity to an intermediate distributor or to an industrial user in its imported state, or after being subjected to a process which does not result in the production of a new and different article having a distinctive name, character or use, and who does not use the imported commodity as an ingredient or a component part of such an article.

(c) "Intermediate distributor" means any person who buys or receives an imported commodity directly from the importer thereof and who sells or delivers such commodity to an industrial user either in the same condition as received, or after being subjected to a process which does not result in the production of a new and different article having a distinctive name, character or use, and who does not use the commodity as an ingredient or a component part of such an article.

(d) "Industrial user" means any person who subjects an imported commodity to a process which results in the production of a new and different article having a distinctive name, character or use, or who uses it as an ingredient or a component part of such an article, or who uses it in some other manner to place a commodity in condition for sale or delivery.

(e) "Total landed costs" means the sum of the price charged by the foreign seller, and all the costs, expenses and charges, including customs duties and import taxes, if any, incurred by the importer with respect to the imported commodity from the point of shipment outside the continental United States to the point in the continental United

States designated by the importer for initial delivery: Provided, That in computing these costs, war risk insurance costs on commodities shipped after September 1, 1942, shall not exceed the amount of the applicable direct voyage war risk insurance charged by the War Shipping Administration at the time of shipment, plus any insurance costs actually incurred on war risks not eligible for insurance by the War Shipping Administration: And provided, Jurther, That

charges incurred in warehousing a commodity in the United States for any period in excess of sixty days shall not be deemed to be a part of the total landed costs.

(f) Unless the context otherwise requires, the definitions set forth in § 1499.20 of the General Maximum Price Regulation or in any of the supplementary regulations or amendments thereto shall apply to the terms used herein.

§ 1499.1407 Appendix A: Report to be made by importer.

Form OPA-SR-12A

Form Approved Budget Bureau No. 03-R120-42

UNITED STATES OF AMERICA OFFICE OF PRICE ADMINISTRATION

2 copies of this report must be filed

REPORT OF SALE OF AN IMPORTED COMMODITY

BY AN IMPORTER TO AN INTERMEDIATE DISTRIBUTOR OR INDUSTRIAL USER

Pursuant to § 1499.1402 (d) of Reviced Supplementary Regulation No. 12

1.	Name of importer
2.	Address of 'mporter
3.	Description of commodity
	Date of importation for consumption
5.	Date of first delivery to buyer under reported sale
	Name of buyer
7.	Address of buyer
	Class of buyer:
ο.	Intermediate distributor
	Industrial user
9.	Processing, if any, done by importer
0.	Processing, if any, to be done by buyer, if an intermediate distributor
	•
1.	Article to be produced by buyer, if an industrial ucer
2	Total quantity sold
3	Quantity of first delivery
л.	Quantity of more unit & now
7.	Price per unit 8 per(Unit)
Ε.	Terms of cale
6.	Maximum price per unit to which you would have been limited under the General
	Maximum Price Regulation, if Reviced Supplementary Regulation No. 12 was not
	in effect 8 per
	(Unit)
7.	Total landed cost per unit of commodity cold: Use came unit for (a) through (h),
•	as in item 14.
	(a) Foreign cost
	(b) Transportation charge from to
	(c) Marine insurance
	(d) War risk insurance paid
	(e) War risk insurance at WSA* rate
	(f) Duties and import taxes, if any
	(g) Other landing expenses (itemized)
	(h) Total landed costper
	(Unit)
_	• ,
ъ.	Did you deliver or offer for delivery the came commedity in March, 1942? Yes (
	№ (□)
	If No, omit all of items 19 and 21, but indicate below how you determined your
	maximum price under the General Maximum Price Regulation.
	,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,
9.	Total landed cost per unit of the came commodity upon which maximum price under
	the General Maximum Price Regulation was established: Use same unit for (a)
	through (g), as in item 14.
	(a) Foreign cost
	(b) Transportation charge from to
	(c) Marine Insurance
	(d) War risk insurance pald
	(e) Duties and import taxes paid, if any
	(1) Other landing expences (itemize)
	(g) Total landed costper
	(Unit)
	(om)

[•]War Shipping Administration.

20. Difference between items 14 and 16		cation pursuant to § 1499.3 (b) of the
21. Difference between items 17 and 19	Signature	General Maximum Price Regulation for an authorization to determine maximum
	Ву	prices on five seasonal commodities.
Date	Title	Due consideration has been given to the
The signature is not required to be acknow	ledged before a notary public. Pursuant to	application and it appears that these
section 205 (b) of the Emergency Price Copunishable by a fine of not more than \$5,000,		commodities cannot be priced by the
year, or both, to make any statement or entr		seller under § 1499.2 of the General Max-
material respect.	,	imum Price Regulation. For the reas- ons set forth in an opinion in support
\$ 1400 1400 Amoudin D. Donout to he	mada hu intanmadiata distributor	of this order, issued simultaneously
§ 1499.1408 Appendix B: Report to be		herewith and filed with the Division of
Form OPA-SR-12B	Form Approved Budget Bureau No. 08-R120-42	the Federal Register, and under the au-
TINITED COM A POST	<u> </u>	thority vested in the Price Administrator
UNITED STATES OFFICE OF PRICE		by the Emergency Price Control Act of
2 copies of		1942, as amended, and Executive Order No. 9250, and in a cordance with § 1499.3
this report	• , `	(b) of the General Maximum Price Reg-
must be filed	*	ulation, It is hereby ordered:
REPORT OF SALE OF AN IMPORTED COMMODITY		§ 1499.1192 Approval of maximum
INDUSTRIA	L USER	prices for sales of certain seasonal com-
Pursuant to § 1499.1402 (e) of Revise		modities by Horn and Hardart Baking
1. Name of intermediate distributor		Company, Philadelphia, Pennsylvania.
2. Address		(a) Horn and Hardart Baking Company
Description of commodity Name of importer from whom purchased.		may sell and deliver to any ultimate con- sumer and any such person may buy and
5. Address		receive from Horn and Hardart Baking
6. Name of industrial user to whom sold		Company the following seasonal com-
7. Address8. Date of first delivery to industrial user unde		modities at prices not higher than those
9. Processing, if any, done by intermediate		set forth below:
		Apple sauce \$0.15 per pint container. Pumpkin ple35 per 8 inch ple, weight
11. Total quantity sold		26 ounces.
12. Quantity of first delivery to industrial use 13. Price per unit to industrial user \$	Pr	Retail oyster pie31 per 6 inch pie, weight
13. Price per unit to industrial user \$	per	12 ounces. Mince pie40 per 8 inch pie, weight
14. Terms of sale 15. Maximum price per unit under the General		27 ounces.
would have been limited were it not	for Revised Supplementary Regulation No.	Fruit ring21 per 8 inch ring,
12 \$ per		weight 8¼ ounces.
(Unit) 16. Price per unit paid to importer 8 ner	- -	(b) All prayers of the application not
16. Price per unit paid to importer \$ per	(Unit)	granted herein are denied.
17. Amount of increase in total landed cos	ts per unit certified to-you by importer	(c) This Order No. 176 may be revoked
\$ per		or amended by the Price Administrator at any time.
18. Difference between item 13 and item 15-8		(d) This Order No. 176 (§ 1499.1192)
	Signature	shall become effective December 15, 1942.
Date	Ву	•
The signature is not required to be ackno	Title public. Pursuant	(Pub. Laws 421 and 729, 77th Cong.; E.O. 9250, 7 F.R. 7871)
to section 205 (b) of the Emergency Price C	control Act of 1942 it is a criminal offense	Issued this 14th day of December 1942.
punishable by a fine of not more than \$5,00	00, or by imprisonment for not more than	Leon Henderson.
one year, or both, to make any statement of in any material respect.		Administrator.
·	T	[F. R. Doc. 42-13339; Filed, December 14, 1942;
§ 1499.1409 Effective date. Revised Supplementary Regulation No. 12	For the reasons set forth in an opinion issued simultaneously herewith and filed	3:36 p. m.]
(§§ 1499.1401 to 1499.1409) to the Gen-	with the Division of the Federal Register.	
eral Maximum Price Regulation shall	paragraphs (a) and (b) of § 1499.1137	
become effective December 19, 1942.	are hereby revoked.	
(Pub. Laws 421 and 729, 77th Cong.;	* * * * *	Part 1316—Cotton Textiles
E.O. 9250, 7 F.R. 7871)	(g) This Amendment No. 1 to Order No. 137 (§ 1499.1137) shall become effec-	[RPS 11,1 Amendment 7]
Issued this 14th day of December 1942. LEON HENDERSON,	tive on the 15th day of December 1942.	FINE COTTON GREY GOODS
Administrator.	(Pub. Laws 421 and 729, 77th Cong.; E.O.	A statement of the considerations in-
,		walked in the ignumes of this amount with
[F. R. Doc. 42-13341; Filed, December 14, 1942;	9250, 7 F.R. 7871)	volved in the issuance of this amendment
[F. R. Doc. 42-13341; Filed, December 14, 1942; 3:37 p. m.]		volved in the issuance of this amendment has been issued simultaneously herewith and has been filed with the Division of

[F. R. Doc. 42-13338; Filed, December 14, 1942;

3:38 p. m.]

PART 1499-COMMODITIES AND SERVICES [Order No. 176 Under § 1499.3 (b) of GMPR]

HORN AND HARDART BAKING CO.

*Copies may be obtained from the Office of

In § 1316.13 (d) (4) Table II thereof,

§ 1316.13 Appendix A: Maximum

(d) Fine cotton goods not covered by

contract prior to December 24,

footnote No. 3 is added as set forth below:

prices for fine cotton goods. * * *

GF3-1.

PART 1499—COMMODITIES AND SERVICES

[Order 137,1 Amendment 1, Under § 1499.18

(c) of GMPR]

THORENS CO.

under § 1499.18 (c) of the General Max-

imum Price Regulation—Docket No.

Amendment No. 1 to Order No. 137

Horn and Hardart Baking Company, Price Administration. Philadelphia, Pennsylvania, made appli- 17 F.R. 1231, 10009.

¹7 F.R. 9038.

(4) Maximum price tables. *

Table II

combed broadcloth single ply: * * * * * 37" 136 x 60 2 * * *

³A premium of 2 cents per yard may be charged for 37" 136 x 60, 4.00 to 4.20 combed broadcloth when sold to be used in the manufacture of uniforms for the Women's Auxiliary Army Corps and Army nurses and to meet Army Invitation No. 669-43 Philadelphia, negotiated 161, dated November 26, 1942.

§ 1316.12a Effective dates of amendments. * * *

(g) Amendment No. 7 (§ 1316.13 (d) (4) Table II footnote 3) to Revised Price Schedule No. 11 shall become effective December 14, 1942.

(Pub. Laws 421 and 729, 77th Cong., E.O. 9250, 7 F.R. 7871)

Issued this 14th day of December 1942.

LEON HENDERSON,

Administrator.

[F. R. Doc. 42-13360; Filed, December 14, 1942; 4:18 p. m.]

PART 1499—COMMODITIES AND SERVICES [Order 181 Under § 1499.3 (b) of GMPR] TONE LABORATORIES, INC.

For the reasons set forth in an opinion issued simultaneously herewith, It is ordered:

§ 1499.1197 Approval of maximum prices for sales of "Powder Puffer"—(a) Sales by Tone Laboratories, Inc.—(1) Maximum prices. The maximum prices for sales by Tone Laboratories, Inc., New York, N. Y., of "Powder Puffer" to retailers and at retail are established as set forth below:

. "Powder Puffer," 5¼ ounces in each container, to retailers, \$0.60 each; sales at retail, \$1.00 each.

(2) Allowances. The maximum prices set forth in subparagraph (1) of this paragraph are freight allowed to destination on orders amounting to \$50.00 and more. On orders amounting to less than \$50.00, such maximum prices are f. o. b. Long Island City, New York. The amount of an order shall be the sum of the sales value of "Powder Puffer" and all other commodities included in that order.

(b) Sales by retailers—(1) Maximum prices. The maximum price for sales by any retailer of "Powder Puffer" is established as set forth below:

"Powder Puffer," $5\frac{1}{4}$ ounces in each container, \$1.00 each.

When used in this order the term "retailer" means any beauty shop, drug store, department store, or other person who buys "Powder Puffer" and resells it directly to consumers.

(2) Discounts, allowances, and price differentials. Any retailer making sales of "Powder Puffer" shall apply to the maximum price set forth for such sales in subparagraph (1) of this paragraph all quantity differentials, discounts for

purchasers of different classes, trade practices, credit terms, practices relating to the payment of shipping charges, and other customary discounts or allowances which were in effect in March, 1942, on sales by the retailer of "Tone Body Powder" or the body powder most nearly comparable to "Tone Body Powder" if the retailer did not sell "Tone Body Powder" in March, 1942.

(c) Marking package with retail_ceiling price. Tone Laboratories, Inc., shall mark each package of "Powder Puffer" sold by it with the words "Celling Price \$1.00". These words shall be printed or stamped in a color contrasting with the label in letters of sufficient size to be clearly legible to the consumer on the package in which "Powder Puffer" is sold by the retailer to the consumer. At its option, Tone Laboratories, Inc., may comply with the foregoing requirement by the use of a detachable label which can be removed if the "Powder Puffer" is to be used as a gift. No retailer shall make sales of "Powder Puffer" unless the package in which the product is sold is marked with the ceiling price as required by this paragraph.

(d) Notification of maximum prices by Tone Laboratories, Inc., to retailers. Tone Laboratories, Inc., shall supply to each retailer before or at the time of its first delivery of "Powder Puffer" to such retailer a written statement as follows:

The OPA has authorized us to charge 60 cents each for "Powder Puffer", f. o. b. Long Island City, New York, with freight allowed to destination on orders of \$50.00 and more, Your celling price is authorized to be \$1.00 each for "Powder Puffer". OPA requires that you keep this notice for examination.

(e) Definitions. When used in this order the term:

(1) "Powder Puffer" means a cardboard container simulating in design an old fashioned bellows, containing 51/4 ounces of Tone Body Powder.

ounces of Tone Body Powder.
(2) "Tone Body Powder" means a drum paper box with a plastic base, containing 6 ounces of Tone Body Powder.

(f) This Order No. 181 may be revoked or amended by the Price Administrator at any time.

(g) This Order No. 181 (§ 1499.1197) shall become effective on December 14, 1942.

(Pub. Laws 421 and 729, 77th Cong.; E.O. 9250, 7 F.R. 7871)

Issued this 14th day of December 1942.

LEON HENDERSON,

Administrator.

[F. R. Dcc. 42-13361; Filed, December 14, 1942; 4:18 p. m.]

PART 1305—ADMINISTRATION [Supplementary Order 33]

REGISTRATION OF BUYERS AND SELLERS IN PUERTO RICO

Registration of sellers of commodities and of industrial and institutional buyers of food commodities in Puerto Rico.

A statement with respect to the issuance of this Supplementary Order No. 33 has been issued simultaneously herewith

and filed with the Division of the Federal Register.*

Pursuant to the authority vested in the Director for the Office of Price Administration in the Territory of Puerto Rico, by General Order No. 41, It is hereby ordered, That:

§ 1305.38 Registration of sellers of commodities and of industrial and institutional buyers of food commodities in Puerto Rico—(a) Registration required. Every person who owns, or hereafter becomes the owner of, any business operating an establishment or establishments selling at wholesale or retail any commodity for which a maximum price is established by any price regulation applicable to the Territory of Puerto Rico, is required to register each such establishment at the Office of Price Administration in the manner hereinafter provided. Every person owning or hereafter becoming the owner of any industrial or institutional establishment buying at wholesale or retail any food commodity for which a maximum price is established by any price regulation applicable to the Territory of Puerto Rico, is required to register each such establishment with the Office of Price Administration in the manner hereinafter provided.

(b) Time and place of registration. Every such person shall register each such establishment on December 12, 1942 by applying in person or through a duly authorized agent at the appropriate War Price and Rationing Board between the hours of 8:00 A. M. and 1:00 P. M.

(c) Information required. Every person so registering shall furnish to the appropriate War Price and Rationing Board all information required by OPA Form No. PRF 1. The completed form shall be signed by the registrant or his duly authorized agent and left with the War Price and Rationing Board.

(d) Registration certificate. When the registrant has so registered, a registration certificate, OPA Form No. PRF 2 shall be issued to him: Provided, however, That the War Price and Rationing Board may refuse to issue a registration certificate to any registrant who fails to furnish any of the information required by OPA Form PRF 1 or whose answers to any questions contained in Section H of such form indicate that such registrant is in violation of any regulation, order or requirement of the Office of Price Administration to which such questions relate. The registration certificate so issued to a registrant shall be prominently, publicly and continuously displayed in the establishment registered in such place and manner as to be readily legible to the public.

(e) Any wholesale, retail, industrial or institutional establishment established after December 12, 1942 is required to be registered by the owner thereof on OPA Form No. PRF 1 within ten (10) days after such establishment is opened for business.

(f) Whenever a registrant ceases to do business or there is a change in the

^{*}Copies may be obtained from the Office of Price Administration.

¹7 F.R. 10414.

management, location, type of organization, or other important characteristic, the facts relative thereto shall be reported by the registrant to the appropriate War Price and Rationing Board.

(g) No information contained in any registration form shall be disclosed to any person other than the registrant or duly authorized officers and employees of the Office of Price Administration acting in their official capacity, unless the Administrator determines that the withholding thereof is contrary to the interest of the national defense and security.

(h) Failure to register. Failure to register shall constitute a violation of the provisions of the license or licenses heretofore granted by the Administrator.

(i) Definitions and explanations—(1) Person. "Person" includes an individual, corporation, partnership, association, any other organized group of persons, legal successor or representative of any of the foregoing, and includes the United States, any agency thereof, any other government, or any of its political subdivisions, and any agency of any of the foregoing.

(2) Establishment selling at wholesale or retail. "Establishment" refers to the physical location of the store, shop, or other place of business in which commodities are sold. Any such establishment shall be deemed to be selling at retail if it has an established practice of making any sales at retail. Any such establishment shall be deemed to be selling at wholesale if it has an established practice of making any sales at wholesale sale.

(3) Commodity. "Commodity" includes commodities, articles, products, and materials and contracts to buy, sell, or deliver any of the foregoing, but does not include real property.

not include real property.

(4) Price regulation. "Price regulation" means a price schedule effective in accordance with the provisions of Section 206 of the Emergency Price Control Act of 1942, a maximum price regulation or temporary maximum price regulation issued by the Office of Price Administration, or any order issued pursuant to any such regulation or schedule.

(5) Appropriate war price and rationing board. "Appropriate War Price and Rationing Board" means the War Price and Rationing Board for the area in which the establishment to be registered is located.

(j) Territorial limitations. Supplementary Order No. 33 shall apply to the Territory of Puerto Rico.

(k) Effective date. This Supplementary Order No. 33 (§ 1305.38) shall become effective December 10, 1942.

(Pub. Laws 421 and 729, 77th Cong.; E.O. 9250, 7 F.R. 7871)

Issued this 10th day of December 1942.

WILLIAM B. MEAD, Director for the Office of Price Administration in the Territory of Puerto Rico.

[F. R. Doc, 42-13363; Filed, December 14, 1942; 4:19 p. m.]

PART 1407—RATIONING OF FOOD AND FOOD PRODUCTS

[Restriction Order 2]

RICE RESTRICTION

Pursuant to the authority vested in the Office of Price Administration by Directive No. 1 of the War Production Board, issued January 24, 1942, and by Supplementary Directive No. 1–J, as amended, issued October 29, 1942.

1407.3001 Definitions. Territorial limitations. 1407.3002 1407.3003 Scope of restrictions. 1407.3004 Personnel. Transfers of rice restricted. 1407.3005 407.3006 Quotas and allotments established. Application for adjustment. 1407.3007 1407.3008 Prohibited acts. 1407.3009 Discrimination. 1407.3010 Transfers to consumers. 1407.3011 Criminal prosecutions. 1407.3012 Suspension orders. 1407.3013 Communications.

AUTHORITY: §§ 1407.3001 to 1407.3014, inclusive, issued under Pub. Law 671, 76th Cong., as amended by Pub. Laws 89 and 507, 77th Cong.; W.P.B. Dir. No. 1, Pub. Laws 421 and 729, 77th Cong.; E.O. 9250, 7 F.R. 7871, Supp. Dir. No. 1-J, 7 F.R. 8731.

It is hereby ordered. That:

Effective date..

1407.3014

§ 1407.3001 Definitions. (a) "Certificate" means a purchase certificate for the acquisition of a specific quantity of rice.

(b) "Consumer" means a person acquiring or seeking to acquire rice for personal consumption

personal consumption.

(c) "Director" means the director of the Office of Price Administration for Puerto Rico or any person duly authorized to act in his place.

(d) "Delivery" means to transfer physical possession of rice to another person.
(e) "Importer" means any person who

(e) "Importer" means any person who imports rice into the Territory of Puerto Rico or the agent of any importer.

(f) "Person" means any individual, partnership, corporation or association and includes the United States or any agency thereof, the Insular Government or any agency thereof.

(g) "Retailer" means any person who makes over 75% of his sales of all mer-

chandise to consumers.

(h) "Rice" means "milled rice" which is the whole or broken kernels of rice from which the hulls and practically all of the germs and bran layers have been removed, which may be either coated or uncoated, and which does not contain more than 10% of cereal grains, including paddy grains, seeds or foreign material either singly or in any combination; "second head milled rice," "screenings milled rice" and "brewers milled rice" shall have the meanings given to them by "United States standards for Milled Rice" as published by the United States Department of Agriculture effective May 15, 1942.

(k) "Transfer" means sell, lease, lend, trade, give, ship, deliver, or transfer, in any way the ownership or possession of rice or any interest therein from one person to another person. It includes diverting to consumer use rice held for sale or transfer whether or not a change in ownership or possession results.

(1) "Wholesaler" means any person who during the year ended November 30, 1942 has made over 75 percent of the sales of a merchandise to persons other than consumers.

§ 1407.3002 Territorial limitations. Restriction Order No. 2 shall apply to the Territory of Puerto Rico.

§ 1407.3003. Scope of restrictions. (a) Nothing in Restriction Order No. 2 shall be construed to limit the quantity of rice which may be acquired by the Army, Navy, Marine Corps, Coast Guard and the United States Maritime Commission.

§ 1407.3004 Personnel. (a) Restriction Order No. 2 shall be administered by the Office of Price Administration for Puerto Rico through war price and rationing boards in Puerto Rico and such other administrative personnel as it may designate.

(b) No person participating in the administration of Restriction Order No. 2 shall act officially in connection with any matter arising hereunder in which he has any interest, by reason of business connection or relationship by blood or marriage.

§ 1407.3005 Transfers of rice restricted. (a) Notwithstanding the terms of any contract, agreement, or commitment, regardless of when made, no person shall, except as provided in Restriction Order No. 2, 'deliver, during any quota period, more rice of any type than his quota for such period.

(b) Nothing herein contained shall be construed to limit or restrict transfers of rice to consumers by retailers from existing inventories on the date of the issuance of this order.

§ 1407.3006 Quotas and allotments established. (a) The quotas for such institutional users as the Director shall determine to be eligible and for retailers to acquire rice during a quota period and the duration of each quota period shall be determined by the Director in accordance with the available supplies of rice.

(b) Allotments for the acquisition of rice for consumers during a quota period shall be determined by the Director in accordance with the quotas established.

(c) The local board having jurisdiction over the area in which a retailer or an institutional user is established shall issue a purchase certificate on OPA Form No. PRF 3, authorizing such retailer or institutional user to acquire a quantity of rice in an amount equal to the established quota during the quota periods. Such certificate shall have endorsed by the holder on the reverse side thereof the quantity of each purchase and the price paid.

(d) No person shall transfer rice to other than a consumer except in exchange for a valid purchase certificate.

§ 1407.3007 Application for adjustment. (a) Any person who considers that an adjustment or exception should be made in his case to adjust quotas or promote greater efficiency and dispatch in the war effort may apply in writing to the Director setting forth the pertinent facts, the reasons why he considers that an adjustment or exception should be made and the precise nature of the adjustment or exception desired.

(b) In case of emergency, application may be made by the most convenient means of communication and a written application may be filed at such time thereafter as the Director may direct.

(c) Upon receipt of such application, the Director may take such action as he shall deem necessary or appropriate.

§ 1407.3008 Prohibited acts. (a) No person shall deliver or offer to deliver, to any person, and no person shall accept or offer to accept delivery from any person, or use, any rice as controlled by Restriction Order No. 2 with knowledge or reason to believe that such delivery or use is or will be in violation of Rice Restriction Order No. 2.

(b) No person shall, or shall cause another person to alter or falsify any certificate or statement, or to falsify, conceal or fail to disclose any fact, statement or information in any application, registration, report or other statement required to be made, kept, furnished or disclosed by Restriction Order No. 2.

(c) No person shall offer, solicit, attempt or agree to do any act in violation of any provision of Restriction Order No. 2.

§ 1407.3009 Discrimination. (a) On and after the date of the issuance of Restriction Order No. 2, no person shall discriminate in the transfer of rice to any person lawfully entitled to acquire rice hereunder. Any refusal on the part of an importer or a wholesaler to transfer rice to a wholesaler or a retailer to whom such importer or wholesaler has made a transfer on or after May 1, 1942, shall be prima facie evidence of a discrimination: Provided, That, nothing herein shall be construed to require a transfer of rice which would result in a violation of any statute enacted nor a transfer to any wholesaler or retailer of an amount of rice in excess of that permitted by any regulation or order of any department or agency of the United States.

§ 1407.3010 Transfers to consumers. No person shall knowingly transfer to a consumer and a consumer shall not accept a transfer of more rice than the allotment established for the quota period. A consumer may act as the agent of a family or other unit in the purchase of rice of a quantity not to exceed the allotment for each member of such unit who customarily eats a majority of his meals as a member of such unit.

§ 1407.3011. Criminal prosecutions. (a) Any person who knowingly falsifies an application, certification, registration form or any other record, report of document made pursuant to or required by the terms of Restriction Order No. 2 or who otherwise knowingly furnishes false

information to any agent, employee or officer of the Office of Price Administration for Puerto Rico or falsifies or conceals or covers up by any trick, scheme or device a material fact, or makes or causes to be made any false or fraudulent statement or representation, in any matter within the jurisdiction of the Office of Price Administration for Puerto Rico, may upon conviction be fined not more than \$10,000 or imprisoned for not more than ten years, or both, and shall be subject to such other penalties or action as may be prescribed by law. Any person who conspires with another person to perform any of the foregoing acts or to violate any provision of Restriction Order No. 2 may upon conviction be fined not more \$10,000 or imprisoned for not more than two years, or both, and shall be subject to such other penalties or actions as may be prescribed by law.

(b) Any person who willfully performs any act prohibited, or willfully fails to perform any act required, by any provision of Restriction Order No. 2 may upon conviction be fined not more than \$10,000 and imprisoned for not more than one year, or both, and shall be subject to such other penalties or actions as may be prescribed by all applicable statutes.

§ 1407.3012 Suspension orders. Any person who violates Restriction Order No. 2 may by administrative suspension order be prohibited from receiving any transfers or deliveries of, or selling or using or otherwise disposing of, any controlled rice or other rationed product. Such suspension order shall be issued for such period as in the judgment of the Director is necessary or appropriate in the public interest and to promote the national defense.

§ 1407.3013 Communications. All registration statements and reports required to be filed hereunder, and all communications concerning Restriction Order No. 2 shall be addressed to: Office of Price Administration, San Juan, Puerto Rico.

§ 1407.3014 Effective date. Restriction Order No. 2 shall become effective December 8, 1942. Issued this 8th day of December, 1942.

LEON HENDERSON,

Administrator.

[F. R. Doc. 42-13362; Filed, December 14, 1942; 4:19 p.m.]

PART 1499—COMMODITIES AND SERVICES [Amendment 79 to Supp. Reg. 14, to GMPR. 2]

FLUID MILK AND CREAM

A statement of the considerations involved in the issuance of this amendment has been issued simultaneously herewith and filed with the Division of the Federal Register.*

Two new subdivisions (1) and (m) are added to subdivision (i) of § 1499.73 (a) (1); two new subdivisions (1) and (m) are added to subdivision (ii) of § 1499.73 (a) (1); and two new subdivisions (n) and (o) are added to subdivision (vi) of § 1499.73 (a) (1), as set forth below:

§ 1499.73 Modification of maximum prices established by § 1499.2 of General Maximum Price Regulation for certain commodities, services, and transactions.

(a) The maximum prices established by § 1499.2 of the General Maximum Price Regulation for the commodities, services, and transactions listed below are modified as hereinafter provided:

(1) Fluid milk and cream—(i) Maximum prices for fluid milk sold at retail in specified localities. * *

*Copies may be obtained from the Office of Price Administration.

17 F.R. 5489, 6703, 5911, 6003, 6271, 6369, 6473, 6477, 6774, 6775, 6776, 6793, 6887, 6892, 6933, 6365, 7011, 7012, 7203, 7259, 7289, 7385, 7400, 7401, 7453, 7510, 7511, 7535, 7535, 7533, 7604, 7739, 7671, 7812, 7914, 7946, 8024, 8199, 8237, 8351, 8353, 8524, 8552, 8707, 8361, 8393, 8959, 8954, 6955, 6954, 6955, 6953, 9043, 9032, 9131, 9196, 9391, 9397, 9495, 9496, 9639, 9786, 9900, 9901, 10069, 10111, 10022, 10151.

²⁷ FR. 3153, 3339, 3666, 3390, 3391, 4333, 4487, 4659, 4738, 5027, 5192, 5276, 5365, 5445, 5484, 5565, 5775, 5783, 5784, 6007, 6058, 6031, 6216, 6615, 6794, 6939, 7033, 7322, 7454, 7753, 7913, 8431, 831, 8942, 8004, 8435, 9615, 9616, 6722, 1015

Leality	Special type	Grade	Type of delivery	Container Eiza	Type of container	Adjusted maximum price (cents)
(f) Rochester, New York area.	(9)	(9)	ტ	ෆ	(9)	ტ

(1) OUT-OF-STORE SALES AND HOME DELIVERIES

Etandard or ho- morenized milk and checolate	Approved.	Out of ctore	Quart Quart		15 15
drink.	Approved.	Out of store or to the	Pint	Glacs or paper	9
,	Approved.	Out of store or to the	3% pint	Glass or paper	5
Special, Vitamin	Approved.	Out of store	35 quert	Glass or paper Glass or paper	63 <u>-</u> 2
D, or Guernecy.	1 ''	home. Out of store or to the	-		10
	1	home. Out of store or to the	1	1	6
	Approved.	bome. Out of store	1/2 quart_	Glass or paper	7
]	,	i i]]		

(2) Adjusted maximum prices for sales to other classes of purchasers. Adjusted maximum prices for sales to different classes of purchasers not included in outof-store sales and deliveries to the home shall be calculated as follows: add 1¢ per quart, or a proportionate amount for a part of a quart, to the seller's established maximum price for sales to such classes of purchasers, as determined under § 1499.2, General Provisions, of the General Maximum Price Regulation: Provided, however, That the seller's adjusted maximum prices shall not in any event be higher than the adjusted maximum prices set forth in subdivision (1) hereof.

(m) Buffalo, New York area.	-		-		,	
	(1)	Out-of-Stoi	RE SALES AND HOME D	ELIVERIES	-	
	Standard or homog- enized milk, and chocolate drink.	Approved.	Out of store	Quart	Glass or paper	15
	dime.	Approved. Approved.	To the home. Out of store or to the home.	Quart Pint	Glass or paper Glass or paper	16 9
		Approved_	Out of store or to the home.	½ pint	Glass or paper	. 6
	Special, Vitamin D, or Guernsey.	Approved_ Approved_	Out of store	1⁄3 quart Quart	Glass or paper Glass or paper	6½ 17
	, or ductably.	Approved.		Pint	Glass or paper	10
		Approved.	Out of store or to the	32 pint	Glass or paper	6
		Approved_	home. Out of store	⅓ quart_	Glass or paper	7 _

(2) Adjusted maximum prices for sales to other classes of purchasers. Adjusted maximum prices for sales to different classes of purchasers not included in out-of-store sales and deliveries to the home shall be calculated as follows: add 1¢ per quart, or a proportionate amount for a part of a quart, to the seller's established maximum price for sales to such classes of purchasers, as determined un-

der § 1499.2, General Provisions, of the General Maximum Price Regulation; Provided, however, That the seller's adjusted maximum prices shall not in any event be higher than the adjusted maximum prices set forth in subdivision (1) hereof.

(ii) Maximum prices for fluid milk sold at wholesale in specified localities. * * *

Locality	- Special type	Grade	Container size	Type of container	Adjusted maximum price (cents)			
(I) Rochester, New York area.	(*)	(*)	(*)	(4)	(*)			
. ((1) Sales to Stores, Hotels, Restaurants, and Institutions							
	Standard or homogenized milk, and chocolate drink. Special, Vitamin D, or Guernsey.	Approved Approved Approved Approved Approved Approved Approved Approved	Pint	Glass or paper	9			

(2) Adjusted maximum prices for sales to other classes of purchasers. Adjusted maximum prices for sales to different classes of purchasers not included in sales to stores, hotels, restaurants, or institutions shall be calculated as follows: add ½¢ per quart, or a proportionate amount for a part of a quart, to the seller's established maximum price for

sales to such classes of purchasers, as determined under § 1499.2, General Provisions, of the General Maximum Price Regulation: *Provided*, however, That the seller's adjusted maximum prices shall in o event be higher than the adjusted maximum prices set forth in subdivision (1) hereof.

(m) Buffalo, New York area.			\$		
(1)	SALES TO STORES, HOTEL	S, RESTAURANT	rs, and Ins	TITUTIONS .	
	Standard or homogenized milk, and chocolate drink. Special, Vitamin D, or Guernsey.	Approved Approved Approved Approved Approved Approved Approved	Quart Pint ½ pint ½ quart Quart Pint ½ pint ½ quart	Glass or paper	13 8 4 51/2 15 9 5

(2) Adjusted maximum prices for sales to other classes of purchasers. Adjusted maximum prices for sales to different classes of purchasers not included in sales to stores, hotels, restaurants, or institutions shall be calculated as follows: add ½¢ per quart, or a proportionate amount for a part of a quart, to the sell-

er's established maximum price for sales to such classes of purchasers, as determined under § 1499.2, General Provisions, of the General Maximum Price Regulation: Provided, however, That the seller's adjusted maximum prices shall in no event be higher than the adjusted maximum prices set forth in subdivision (1) hereof.

(vi) Definitions. For purposes of this subparagraph (1):

(n) "Rochester, New York area" means the territory described in and forming the subject matter of Official Order No. 129, effective December 1, 1939, issued by the Department of Agriculture and Markets of the State of New York for the Rochester Milk Marketing area.

the Rochester Milk Marketing area.

(o) "Buffalo, New York area" means the territory described in and forming the subject matter of Official Order No. 127, effective October 1, 1938, issued by the Department of Agriculture and Markets of the State of New York for the Niagara Frontier Milk Marketing area.

(80) Amendment No. 79 (§ 1499.73 (a) (1)) to Supplementary Regulation No. 14 shall become effective December 14, 1942

(Pub. Laws 421 and 729; 77th Cong.; E.O. 9250; 7 F.R. 7871)

Issued this 14th day of December 1942.

Leon Henderson,

Administrator.

[F. R. Doc. 42-13364; Filed, December 14, 1942; 4:19 p. m.]

TITLE 49—TRANSPORTATION AND RAILROADS

Chapter II-Office of Defense Transportation

[General Permit ODT 17-18]

PART 521—CONSERVATION OF MOTOR EQUIPMENT—EXCEPTIONS, PERMITS AND EXEMPTIONS

SUBPART K—MOTOR CARRIERS OF PROPERTY
CHRISTMAS HOLIDAY DELIVERIES

Pursuant to the provisions of § 501.71, General Order ODT 17, as amended, it is hereby authorized, that:

§ 521.2894 Christmas holiday deliveries. Notwithstanding the provisions of paragraph (c), § 501.68, General Order ODT 17, as amended, any motor carrier operating a motor truck in local delivery service may make one additional delivery on December 24, 1942: Provided, That such motor carrier does not make any delivery on December 25, 1942. (E.O. 8989, 9156; 6 F.R. 6725, 7 F.R. 3349; Gen. Order ODT 17, as amended, 7 F.R. 5678, 7694, 9623).

Issued at Washington, D. C., this 15th day of December 1942.

JOSEPH B. EASTMAN, Director of Defense Transportation. DECEMBER 15, 1942.

[F. R. Doc. 42–13368; Filed, December 15, 1942; 10:31 a. m.]

¹⁷ F.R. 5678, 7694, 9623.

Notices

DEPARTMENT OF THE INTERIOR.

Bureau of Reclamation.

PAOŅIA PROJECT, COLORADO FIRST FORM RECLAMATION WITHDRAWAL

NOVEMBER 23, 1942.

THE SECRETARY OF THE INTERIOR.

Sir: It is recommended that the following described lands be withdrawn from public entry under the first form of withdrawal as provided in section 3 of the Act of June 17, 1902 (3° Stat. 388):

PAONIA PROJECT, COLORADO

BEAVER RESERVOIR SITE

Sixth Principal Meridian

Township 14 South, Range 90 West: Section 16; W½NE¼, SW½SE¼; Section 21, W½NE¼, W½, SE¼; Section 22, S½, SW¼.

Respectfully,

H. W. BASHORE, Acting Commissioner.

I concur: December 3, 1942.

FRED W. JOHNSON, Commissioner of the General Land Office.

The foregoing recommendation is hereby approved, as recommended, and the Commissioner of the General Land Office will cause the records of his office and the local land office to be noted accordingly.

ABE FORTAS, Under Secretary.

DECEMBER 7, 1942.

[F. R. Doc. 42-13374; Filed, December 15, 1942; 11:56 a. m.]

WEST DIVIDE PROJECT, COLORADO FIRST FORM RECLAMATION WITHDRAWAL

NOVEMBER 23, 1942.

THE SECRETARY OF THE INTERIOR.

Sir: It is recommended that the following described lands be withdrawn from public entry, under the first form of withdrawal as provided in section 3, Act of June 17, 1902 (32 Stat. 388):

WEST DIVIDE PROJECT

HAYSTACK RESERVOIR SITE

6th Principal Meridian, Colorado

Township 9 South, Range 91 West: Section 13—Lot 2, SE½SW¼, S½SE½; Section 14—Lot 10; Section 23—Lots 1, 4, 8; Section 24—Lots 1, 2, 3, 4, 5, 6, 7, 8, 9,

Section 24—Lots 1, NE¼NE¼, S½SE¼; Section 25—N½N½.

Respectfully,

H. W. BASHORE, Acting Commissioner.

I concur: December 3, 1942.

Fred W. Johnson, Commissioner of the General Land Office.

The foregoing recommendation is hereby approved, as recommended, and

the Commissioner of the General Land Office will cause the records of his office and the local land office to be noted accordingly.

> ABE FORTAS, Under Secretary.

DECEMBER 8, 1942.

[F. R. Doc. 42-13373; Filed, December 15, 1942; 11:56 a. m.]

OFFICE OF PRICE ADMINISTRATION.

[General Order 32, Amendment 5]

REGIONAL ADMINISTRATORS

DELEGATION OF AUTHORITY TO ACT FOR THE PRICE ADMINISTRATOR

Subparagraph (3) of paragraph (a) and subparagraph (3) of paragraph (b) of General Order No. 32 are hereby amended to read as set forth below:

.(a) * *

(3) Determinations of maximum prices pursuant to § 1499.3 (c) of the General Maximum Price Regulation, or § 1499.4a of the General Maximum Price Regulation and § 1305.17 of Supplementary Order No. 13, or § 1389.154 (a) of Maximum Price Regulation No. 178, as amended, (Women's Fur Garments) or § 1351.756 of Maximum Price Regulation No. 249 (Sales of Certain Seasonal Food Products at Wholesale), or § 1351.857 of Maximum Price Regulation No. 250 (Sales of Certain Seasonal Food Products at Retail).

(b) * * * (3) Determinations of maximum prices pursuant to § 1499.3 (c) of the General Maximum Price Regulation or § 1499.4a of the General Maximum Price Regulation and § 1305.17 of Supplementary Order No. 13, or § 1389.154 (a) of Maximum Price Regulation No. 178, as amended (Women's Fur Garments), or § 1351.756 of Maximum Price Regulation No. 249 (Sales of Certain Seasonal Food Products at Wholesale), or § 1351.857 of Maximum Price Regulation No. 250 (Sales of Certain Seasonal Food Products at Retail).

This Amendment No. 5 to General Order No. 32 shall be effective December 14, 1942.

(Pub. Laws 421 and 729, 77th Cong.; E.O. 9250, 7 F.R. 7871)

Issued this 14th day of December 1942.

Leon Henderson,

Administrator.

[F. R. Doc. 42-13345; Filed, December 14, 1942; 3:38 p. m.]

[Order 22 Under RPS 57]

CHARLES P. COCHRANE COMPANY

APPROVAL OF MAXIMUM PRICE

Order No. 22 to Revised Price Schedule No. 57—Wool Floor Coverings.

Approval of Prices for Charles P. Cochrane Company—New Fabrics.

On October 16, 1942, Charles P. Cochrane Company of Bridgeport, Pennsylvania, hereinafter called applicant, filed

an application pursuant to § 1352.4 of Revised Price Schedule No. 57 for approval of maximum prices of certain fabrics containing jute and cotton in the back and 50% wool and 50% staple rayon in the face. Applicant designated these proposed fabrics as Southfield, Northfield, Durafield, Greyfield, Rosebriar, Sweetbriar, Raystone, Fairstone and Rockbridge.

Due consideration has been given to the application and the specifications of the fabrics described therein and an opinion has been issued simultaneously herewith and has been filed with the Division of the Federal Register. For the reasons set forth in the opinion and under the authority vested in the Price Administrator by the Emergency Price Control Act of 1942, as amended, and Executive Order No. 9250, It is hereby ordered:

(a) Charles P. Cochrane Company may sell, offer to sell, deliver, or transfer the fabrics containing cotton and jute in the back and 50% wool and 50% staple rayon in the face at prices no higher than those set forth below:

Southfield at \$2.025 per square yard f. o. b. mill.

Southfield at 824.30 per 9 x 12 size f. o. b.

Northfield at \$2.23 per square yard f. o. b. mill.

Northfield at \$27.42 per 9 x 12 size f. o. b. mill.

Durafield at \$2.935 per square yard f. o. b. mill.

Durafield at \$36.95 per 9 x 12 size f. o. b. mill.

Greyfield at 84.40 per square yard f. o. b. mill.

Greyfield at 854.39 per 9 x 12 size f. o. b.

mill.

Recebriar at \$3.40 per square yard f. o. b.

mill.

Recebriar at \$43.17 per 9 x 12 size f. o. b. mill.

Sweetbriar at 64.30 per square yard f. o. b. mill.

Sweetbriar at \$54.68 per 9 x 12 size f. o. b. mill.

Raystone at \$3.40 per square yard f. o. b. mill.

Raystone at \$42.12 per 9 x 12 size f. o. b.

mill.

Fairstone at \$4.10 per square yard f. o. b. mill.

Fairstone at \$50.63 per 9 x 12 size f. o. b.

Rockbridge at \$5.25 per square yard f. o. b. mill.

Rockbridge at 874.11 per 9×12 size f. o. b. mill.

subject to discounts, allowances, and rebates no less favorable than those in effect as to Jasper, Glenfield, Redfield, Bluefield, Nubsette, Duratwist, Firestone, Marlston and Sculptex fabrics respectively under § 1352.1 of Revised Price Schedule No. 57.

The differential between the maximum f. o. b. mill prices and the cut order and key size (other than 9 x 12) and zone maximum prices of Southfield, Northfield, Durafield, Greyfield, Rosebriar, Sweetbriar, Raystone, Fairstone and Rockbridge shall be no less favorable than the differential established under § 1352.1 of Revised Price Schedule No. 57 between the maximum f. o. b. mill prices and the cut order and key size (other than 9 x 12) extra size, and zone

maximum prices of Jasper, Glenfield, Redfield, Bluefield, Nubsette, Duratwist, Firestone, Marlston, and Sculptex, respectively.

(b) This Order No. 22 may be revoked or amended at any time by the Adminis-

trator.

(c) Unless the context otherwise requires, the definitions set forth in § 1352.11 of Revised Price Schedule No. 57 shall apply to terms used herein.

(d) This Order No. 22 shall become effective on the 15th day of December-

Issued this 14th day of December 1942.

LEON HENDERSON, Administrator.

[F. R. Doc. 42-13343; Filed, December 14, 1942; 3:37 p. m.]

[Order 4 Under RPS 84] -

STEWART-WARNER CORPORATION

APPROVAL OF MAXIMUM PRICE

Order No. 4 Under Revised Price Schedule No. 84—Radio Receiver and Phonograph Parts.

Approval of maximum prices of new radio parts for Stewart-Warner Cor-

poration.

For the reasons set forth in the opinion issued simultaneously herewith and filed with the Division of the Federal Register and pursuant to the authority vested in the Price Administrator by the Emergency Price Control Act of 1942, as amended, and Executive Order No. 9250, It is ordered:

(a) Stewart-Warner Corporation is authorized to sell, offer to sell, or deliver the following new parts at prices, exclusive of federal excise tax, f. o. b. seller's point of shipment, no higher than those specified below, subject to discounts, allowances, and terms no less favorable to the purchaser than those customarily granted by it:

80.02 72025. Thrust washer.

B-27074, Control escutcheon. .30

78008. Grommet. .10

.40

C-29074, Drive gear shaft. C-29088, Clutch engagement lever pin. C-29087, Clutch engagement lever.

.10 10069, Terminal strip.

C-29077, Drive gear stop lever. C-29067, Retard lever spring. .30

.10

C-29125-A, Spindle housing and stop 1.50 lever. C-29090, Thrust end spindle bearing

.15 retainer.

C-29018, Tone arm latch lever. C-29155, Drive link and crank. C-29079, Drive link. .20

2.00

.10 C-29083, Drive crank rivet.

.15 .15

C-29105, Drive crank. C-29118, Drive pawl rivet. C-29112, Drive crank pawl.

.15 C-29036, Ratchet washer. .10

C-29089, Spindle bearing retainer.

C-29168-A, Spindle and gear bracket. C-29162-A, Trip lever. C-29100, Trip lever shoulder screw. B-27063, Trip dog spring. C-29063, Manual and reject lever. 5.00

.15

.15

C-29059, 12" set slide. C-29060, 12" set lever. C-29113, 12" set cam. B-27026, Switch. .15

.15

.55

C-29151-A, Tone arm lever.

C-29019, Tone arm locator. C-29117, 12" set cam pin.

C-29122-A, Drive gear and cam.

\$0.15 B-27065, Tone arm retard lever.

B-27088, Retard lever shoulder screw.

.15 C-29133, Lower slide spring. .15

C-29061, 12" reset lever spring. H-20129, Booster spring. .15

B-27028, Connecting link. C-29086, Stop lever spring. .15

C-29124-A, Pinion and hub.

80061, Taper pin. C-29058, Sprindle bearing. .20

C-29052, Drive pin. 11266, Steel ball. .05

.05 .10 C-29135, Knob support screw.

C-29126, 12" blade spring.

.05 79006, Rivet.

.10

.05

.25

C-29111, Cap washer spacer. C-2910, Cap washer. C-29006, 10" selector blade. C-29007, 12" selector blade.

.10 C-29192, Spring.

B-27092, Spring. C-29130, Spring. .15 .15

B-27067, Spring. .15

J-22058, Spring.

J-22094, Spring.

.20

1.90

C-29131, Spring. 501473, Cone and voice coil. 500971, Dynamic 5" speaker. 502007, Diaphragm. 6.25 2.20

502008, Output transformer. 2.20

2.20 502009, Speaker cone. 2.20

502010, Output transformer. 502011, Diaphragm. 502012, Output transformer. 2.20

:15 ea. J-22392, Spring.

(b) This Order No. 4 may be revoked or amended by the Price Administrator at any time.

(c) This Order No. 4 shall become effective on the 15th day of December

Issued this 14th day of December 1942. LEON HENDERSON, Administrator.

[F. R. Doc. 42-13342; Filed, December 14, 1942; 3:34 p. m.]

[Order 82 Under MPR 188]

JACK SLOVES CONSTRUCTO CO. APPROVAL OF MAXIMUM PRICE -

Order No. 82 under § 1499.158 of Maximum Price Regulation No. 188—Manufacturers' Maximum Prices for Specified Building Materials and Consumers' Goods Other Than Apparel.

Approval of a maximum price for sales by Jack Sloves Constructo Company, 121 Varick Street, New York, New York, of

a new toy.

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register. and pursuant to the authority vested in the Price Administrator by the Emergency Price Control Act of 1942, as amended, and Executive Order No. 9250, It is ordered:

(a) Jack Sloves Constructo Company is authorized to sell and deliver its new toy, designated as "Constructo", f. o. b. New York, New York, at prices no higher than those set forth below:

To jobbers_____ \$90.00 per gross. To retailers_____ 102.80 per gross.

(b) This Order No. 82 may be revoked or amended by the Price Administrator at any time.

(c) This Order No. 82 shall become effective on the 15th day of December 1942.

Issued this 14th day of December 1942. LEON HENDERSON. Administrator.

[F. R. Doc. 42-13346; Filed, December 14, 1942; 3:36 p. m.]

> [Order 83 Under MPR 188] EMPIRE ELECTRIC COMPANY

APPROVAL OF MAXIMUM PRICE

Order No. 83 Under § 1499,158 of Maximum Price Regulation No. 188-Manufacturers' Maximum Prices for Specified Building Materials and Consumers' Goods other than Apparel.

Approval of maximum prices for sales by Empire Electric Company, 817 Main Street, Cincinnati, Ohio, of a new nest

of seven wagons.

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register, and pursuant to the authority vested in the Price Administrator by the Emergency Price Control Act of 1942, as amended, and Executive Order No. 9250, It is ordered:

(a) Empire Electric Company is authorized to sell and deliver a new nest of seven wagons manufactured by it at prices f. o. b., Cincinnati, Ohio, no higher . than those set forth below:

To jobbers \$1.25 per unit (consisting of seven wagons).

To retailers ... \$1.50 per unit (consisting of seven wagons).

(b) This Order No. 83 may be revoked or amended by the Price Administrator at any time.

(c) This Order No. 83 shall become effective on the 15th day of December

Issued this 14th day of December 1942. LEON HENDERSON, Administrator.

[F.R. Doc. 42-13347; Filed, December 14, 1942; 3:36 p. m.]

[Order 23 Under RPS 57]

BEATTIE MANUFACTURING COMPANY

APPROVAL OF MAXIMUM PRICE

Order No. 23 Under Revised Price Schedule No. 57-Wool Floor Coverings.

On November 6, 1942, the Beattie Man-ufacturing Company, Little Falls, New Jersey, filed an application pursuant to § 1352.4 of Revised Price Schedule No. 57, for permisison to manufacture a new fabric and for approval of a maximum price thereof. This new fabric is designated in the application as Graymore.

For the reasons set forth in the opinion issued simultaneously herewith and filed with the Division of the Federal Register, and under the authority vested in the Price Administrator by the Emergency Price Control Act of 1942, as amended, and by Executive Order 9250,

It is hereby ordered:

(a) The Beattie Manufacturing Company may sell, offer to sell or deliver the new fabric designated as Graymore at a price no higher than \$2.56 per square yard and \$31.50 for the 9 x 12 foot size f. o. b. mill, subject to discounts, allowances, rebates and terms no less favorable than these in effect with respect to the maximum price for Meritana, as established by Revised Price Schedule No.

(b) This Order No. 23 may be revoked or amended by the Price Administrator at any time.

(c) Unless the context otherwise requires, the definitions set forth in § 1352.11 of Revised Price Schedule No. 57 shall apply to terms used herein.

(d) This Order No. 23 shall become effective on the 15th day of December, 1942.

Issued this 14th day of December 1942. LEON HENDERSON. Administrator.

[F. R. Doc. 42-13344; Filed, December 14, 1942; 3:37 p. m.]

[Revised Suspension Order 177]

BENJAMIN COHEN AND SAMUEL LA POUCHE

ORDER RESTRICTING TRANSACTIONS

Suspension Order No. 177 is hereby amended to read as follows:

Benjamin Cohen and Samuel La Pouche, doing business as Supreme Mineral Water Company and Liberty Club Beverages, 69 Bath Street, Providence, Rhode Island, hereinafter called respondents, were duly served with a notice of specific charges of violations of Ration Order No. 3, Sugar Rationing Regulations, issued by the Office of Price Administration. Pursuant to the notice a hearing was held on October 15, 1942, in Providence, Rhode Island. There appeared a representative of the Office of Price Administration and respondents. The evidence pertaining to the charges was presented before an authorized presiding officer. The matter having been duly considered by the Deputy Admin-istrator in Charge of Rationing, it is hereby determined that:

(a) Respondents use sugar in their business of manufacturing bottled beverages and soda waters for sale at wholesale.

(b) Respondents have violated § 1407.82 of Rationing Order No. 3, Sugar Rationing Regulations, in that on August 3, 1942, respondents accepted delivery of 10,000 pounds of sugar without surrendering any sugar purchase certificate therefor until August 7, 1942; such delivery was not within the class of deliveries of sugar permitted by Rationing Order No. 3, to be made without the surrender of a sugar purchase certificate at or be-

fore the time of delivery of such sugar.

Because of the great scarcity and critical importance of sugar in the United States, respondents' violations of the Sugar Rationing Regulations have resulted in the diversion of sugar from military and essential civilian uses to non-essential uses in a manner contrary to the public interest and detrimental to the national war effort. It appears to the Deputy Administrator in Charge of Rationing that further violations of the Sugar Rationing Regulations by respondent are likely unless appropriate administrative action is taken.

It is therefore ordered:

(c) That the total allotment of sugar which respondents would otherwise be entitled to receive and use during the period commencing January 1, 1943, and ending February 28, 1943, shall be reduced by 10,000 pounds.

(d) Any terms used in this Suspension Order No. 177 that are defined in the Rationing Order No. 3, Sugar Rationing Regulations, shall have the meaning therein given them.

(Pub. Law 421, 77th Cong.; Sec. 2 (a) of Pub. Law 671, 76th Cong., as amended by Pub. Laws 89 and 507, 77th Cong.; E.O. 9125 (7 F.R. 2719); W.P.B. Directive No. 1 (7 F.R. 562) and Supp. Directive 1E (7 F.R. 2965))

Issued and effective this 14th day of December 1942.

> PAUL M. O'LEARY. Deputy Administrator, in Charge of Rationing.

[F. R. Doc. 42-13358; Filed, December 14, 1942; 4:18 p. m.]

SECURITIES AND EXCHANGE COM-MISSION.

[File No. 70-337]

NATIONAL POWER & LIGHT COMPANY

ORDER DENYING PETITION FOR REHEARING

At a regular session of the Securities and Exchange Commission held at its office in the City of Philadelphia, Pennsylvania, on the 12th day of December. A. D. 1942.

The Commission having on December 4, 1942 issued its Memorandum Opinion and Order herein denying the application of National Power & Light Company for permission to extend from December 15, 1942 up to and including February 15. 1943 the time within which shares of preferred stock of National Power & Light Company may be exchanged for shares of common stock of Houston Lighting & Power Company under the terms of an exchange offer approved by the Com-

mission on December 24, 1941; and National Power & Light Company having filed on December 9, 1942 a petition for rehearing with respect to the ruling contained in the aforementioned Order of the Commission dated December 4, 1942, and having petitioned the Commission to vacate and set aside said Order, and, in lieu thereof, to grant said application of National Power & Light Company; and

The Commission having considered the reasons advanced in support of the relief requested, and being of the opinion that action may appropriately be taken as hereinafter ordered.

It is ordered, That the petition of National Power & Light Company dated December 9, 1942 for a rehearing with respect to said ruling of the Commission, and to vacate and set aside said Order of the Commission dated December 4, 1942 be, and the same hereby is, denied.

By the Commission.

[SEAL] ORVAL L. DUBOIS, Secretary.

[F. R. Doc. 42-13379; Filed, December 15, 1942; 11:52 a. m.]

[File No. 70-650]

NIAGARA HUDSON POWER CORPORATION, ET AL.

NOTICE REGARDING FILING

At a regular session of the Securities and Exchange Commission, held at its office in the City of Philadelphia, Pennsylvania, on the 14th day of December 1942.

In the matter of Niagara Hudson Power Corporation, Northern Development Corporation and Hudson Valley Fuel Corporation.

Notice is hereby given that a joint declaration or application (or both) has been filed with this Commission, pursuant to the Public Utility Holding Company Act of 1935, by the above-named parties; and

Notice is further given that any interested person may, not later than December 23, 1942 at 5:30 P. M., request the Commission in writing that a hearing be held on such matters, stating the reasons for such request and the nature of his interest, or may request that he be notified if the Commission should order a hearing thereon. At any time thereafter such declaration or application, as filed or as amended, may become effec-tive or may be granted as provided in Rule U-23 of the Rules and Regulations promulgated pursuant to said Act, or the Commission may exempt such transaction as provided in Rule U-20 (a) and Rule U-100 thereof. Any such request should be addressed to the Secretary, Securities and Exchange Commission, 18th and Locust Streets, Philadelphia, Pennsylvania.

All interested persons are referred to said declaration or application, which is on file in the office of the Commission, for a statement of the transactions therein proposed, which are summarized below:

(1) Northern Development Corporation, a wholly-owned subsidiary of Niagara Hudson Power Corporation, in turn a subsidiary of The United Corporation, a registered holding company, proposes to issue and sell, and Niagara Hudson Power Corporation proposes to purchase, 24,500 shares of common stock, without par value, at a price of \$100 per share. It is proposed to apply proceeds, in the amount of \$2,450,000, to the full payment of advances heretofore made by Niagara Hudson Power Corporation to Northern Development Corporation in the amount of \$2,450,000.

(2) Hudson Valley Fuel Corporation. a wholly-owned subsidiary of Niagara Hudson Power Corporation, proposes to issue and sell, and Niagara Hudson Power Corporation proposes to purchase. 27,000 shares of common stock, without par value, at a price of \$100 per share. It is proposed to apply the proceeds, in the amount of \$2,700,000, to the full payment of advances heretofore made by Niagara Hudson Power Corporation to Hudson Valley Fuel Corporation in the amount of \$2,700,000.

Sections 6, 7, 9 and 10 of the Act have been designated as applicable to the proposed transactions.

By the Commission.

[SEAL]

ORVAL L. DuBois, Secretary,

[F. R. Doc. 42-13375; Filed, December 15, 1942; 11:51 a. m.]

[File No. 1-218]

TRUSCON STEEL COMPANY

ORDER SETTING HEARING ON APPLICATION TO STRIKE FROM LISTING AND REGISTRATION

At a regular session of the Securities and Exchange Commission, held at its office in the City of Philadelphia, Pa., on the 14th day of December, A. D. 1942.

In the matter of Truscon Steel Com-

pany, \$10 par common stock.

The New York Stock Exchange pursuant to section 12 (d) of the Securities Exchange Act of 1934 and Rule X-12D2-1 (b) promulgated thereunder, having made application to strike from listing and registration the \$10 Par Common Stock of Truscon Steel Company; and

The Commission deeming it necessary for the protection of investors that a hearing be held in this matter at which all interested persons be given an oppor-

tunity to be heard;

It is ordered, That the matter be set down for hearing at 10 a.m. on Monday, January 18, 1943, at the office of the Securities and Exchange Commission, 120 Broadway, New York, New York, and continue thereafter at such times and places as the Commission or its officer herein designated shall determine, and that general notice thereof be given; and

It is further ordered, That William J. Cogan, an officer of the Commission, be and he hereby is designated to administer oaths and affirmations, subpoena witnesses, compel their attendance, take evidence, and require the production of any books, papers, correspondence, memoranda or other records deemed relevant or material to the inquiry, and to perform all other duties in connection therewith authorized by law.

By the Commission.

[SEAL]

ORVAL L. DuBois, Secretary.

[F. R. Doc. 42-13377; Filed, December 15, 1942; 11:51 a. m.]

[File No. 68-17]

STANLEY STANGER, ET AL.

NOTICE OF AND ORDER FOR HEARING

At a regular session of the Securities and Exchange Commission held at its office in the City of Philadelphia, Pennsylvania, on the 14th day of December, A. D. 1942.

In the matter of Stanley Stanger et al. as a protective committee for Class A stockholders of International Utilities Corporation.

Notice is hereby given that a declaration has been filed by Stanley Stanger, Gordon C. Liersch and Edward W. Smith as a protective committee for Class A stockholders of International Utilities Corporation, pursuant to the Public Utility Holding Company Act of

1935, which designates Rule U-62 of the Rules and Regulations promulgated under said Act as applicable to the transactions therein proposed. All interested persons are referred to said declaration, which is on file in the office of this Commission, for a statement of such proposed transactions, which are summarized as follows:

The declarants propose to solicit authorization from the stockholders of the Class A Common Stock of International Utilities Corporation to represent such stockholders before the Commission or any court in connection with the plan of recapitalization—and merger filed by International Utilities Corporation with the Commission under section 11 (e) of the Act, or in proceedings consequent thereon, including any proceedings for reorganization or liquidation of said Corporation, or any related proceeding.

It appearing to the Commission that it is appropriate in the public interest and in the interest—of investors and consumers that a hearing be held with respect to said matter and that said declaration shall not be permitted to become effective except pursuant to further order of this Commission;

It is ordered, That a hearing on such matter, under the applicable provisions of said Act and the Rules and Regulations of the Commission, be held on January 5, 1943 at 10:00 A. M., E. W. T. at the office of the Securities and Exchange Commission, 18th and Locust Streets, Philadelphia, Pennsylvania. On such day the hearing-room clerk in Room 318 will advise as to the room where such hearing will be held.

It is further ordered, That Willis E. Monty or any other officer or officers of the Commission designated by it for that purpose shall preside at the hearings in such matter. The officer so designated to preside at any such hearing is hereby authorized to exercise all powers granted to the Commission under section 18 (c) of said Act and to a trial examiner under the Commission's Rules of Practice.

It is further ordered, That any person desiring to be heard in connection with the proceedings, or proposing to intervene herein shall file with the Secretary of the Commission on or before December 31, 1942 his request or application therefor as provided by Rule XVII of the Rules of Practice of the Commission; and

It is further ordered, That without limiting the scope of issues presented by the aforesaid declaration and to be considered at the hearing, particular attention will be directed to the following matters and questions:

- 1. Whether such solicitation is necessary or appropriate in the public interest or for the protection of investors and consumers.
- 2. Whether the statements proposed to be made in the solicitation literature, in the light of the circumstances under which such statements are intended to be made are false or misleading, or any material fact necessary in order to make the statements therein not false or misleading is omitted therefrom.
- 3. Whether annual reports and statements of accounts shall be made by the

proposed committee to other persons from whom authorizations are procured. By the Commission.

[SEAL]

ORVAI. L. DuBois, Secretary.

[F. R. Doc-42-13376; Filed, December 15, 1942; 11:51 a. m.]

[File Nos. 59-11, 59-17, 54-25]

THE UNITED LIGHT AND POWER COMPANY ET AL.

NOTICE OF FILING, ETC.

At a regular session of the Securities and Exchange Commission, held at its office in the City of Philadelphia, Pa., on the 11th day of December 1942.

In the Matter of The United Light and Power Company, et al., Respondents and Applicants.

Notice of filing of respondents' "Application Number 5 Supplemental Application" and "Application Number 6 Supplemental Application" for an extension of time pursuant to section 11 (c), and order for hearing.

The Commission having heretofore by its orders dated December 31, 1941 and December 15, 1941, respectively, pursuant to section 11 (b) of the Public Utility Holding Company Act of 1935 ordered, among other things, the disposition by The United Light and Power Company of all its interest in Mason City and Clear Lake Railroad Company and the disposition by The United Light and Railways Company of all its interest in Mason City Brick and Tile Company and Northwestern States Portland Coment Company;

Notice is hereby given that on December 9, 1942 The United Light and Power Company, a registered holding company, has filed an application designated as "Application Number 5 Supplemental Application" requesting the entry of an order by this Commission under section 11 (c) of the Act extending for a period of one year, or until December 31, 1943, the time for compliance with the portion of our order of December 31, 1941 requiring the disposition by the applicant of its interest in Mason City and Clear Lake Railroad Company and that on the same date. The United Light and Railways Company, a registered holding company, has filed an application designated as "Application Number 6 Sup-plemental Application" requesting the entry of an order by this Commission under section 11 (c) of the Act extending for one year, or until December 15, 1943, the time for compliance with the portion of our order of December 15, 1941 requiring the disposition by the applicant of its interest in Mason City Brick and Tile Company and Northwestern States Portland Cement Company.

All interested persons are referred to said applications which are on file in the offices of the Commission for full details concerning said matters.

It appearing to the Commission that it is appropriate in the public interest and in the interest of investors and consumers that hearings be held for the purpose of considering said Applications; and

It appearing to the Commission that the issues of fact and of law arising in connection with the two aforedescribed applications are common and that said proceedings should be consolidated and heard together;

It is hereby ordered, That a consolidated hearing with respect to said applications be held on December 28, 1942 at 10:00 A. M., E. W. T., in the offices of the Securities and Exchange Commission, 18th and Locust Streets, Philadelphia, Pennsylvania, in such room as may be designated on such date by the hearing room clerk in Room 318.

All persons desiring to be heard or otherwise wishing to participate in the proceedings should notify the Commission in the manner provided for by the Rules of Practice, Rule XVII, on or before 1:00 P. M., E. W. T., December 26, 1942. At said hearing the issues will be limited to a consideration of the issues presented by said applications.

It is further ordered, That Robert P. Reeder, or any other officer or officers of the Commission designated by it for that purpose, shall preside as such hear-The officer so designated to preside at such hearing is hereby authorized to exercise all powers granted to the Commission under section 18 (c) of said Act and to a trial examiner under the Commission's Rules of Practice.

It is further ordered, That without limiting the scope of the issues presented by said applications, particular attention will be directed at said hearing to the following matters and questions:

(1) Whether The United Light and Power Company and The United Light and Railways Company have exercised due diligence in their efforts to comply with the orders of this Commission dated December 31, 1941 and December 15, 1941, respectively, in so far as they direct the disposition of applicants' interest in Mason City and Clear Lake Railroad Company, Mason City Brick and Tile Company and Northwestern States Portland Cement Company;

(2) Whether an extension of an additional year for compliance with said provisions of our orders of December 15. 1941 and December 31, 1941, respectively, is necessary or appropriate in the public interest or for the protection of investors or consumers.

By the Commission.

[SEAL]

ORVAL L. DUBOIS. Secretary.

[F. R. Doc. 42-13378; Filed, December 15, 1942; 11:51 a. m.]

WAR PRODUCTION BOARD.

NOTICE TO BUILDERS AND SUPPLIERS OF IS-SUANCE OF REVOCATION ORDERS REVOK-ING AND STOPPING CONSTRUCTION OF CERTAIN PROJECTS

The Director General for Operations of the War Production Board has issued certain revocation orders listed in Schedule A below, revoking preference rating · orders issued in connection with, and stopping the construction of, the projects affected. For the effect of each such

order upon preference ratings, construction of the project and delivery of materials therefor, the builder and suppliers affected shall refer to the specific order issued to the builder.

(P.D. Reg. 1, as amended, 6 F.R. 6680; W.P.B. Reg. 1, 7 F.R. 561; E.O. 9024, 7

F.R. 329; E.O. 9040, 7 F.R. 527; E.O. 9125, 7 F.R. 2719; sec. 2 (a), Pub. Law 671, 76th Cong., as amended by Pub. Laws 89 and 507, 77th Cong.)

Issued December 14, 1942.

ERNEST KANZLER, Director General for Operations.

SCHEDULE A

Preference rating order	Scrial no.	Name and address of builder	Project affected	Date of issuance of revocation order
P-10-e	75-E	Ohio Dept. of Highways, Columbus, Ohio.	Statewide—FAGM 71-A (1) (0ff)—Paul ling City line to Defiance—FAP 331-H (1) and FAGH 331-I	12/1/42 12/5/42
			State Route 19 South of Toleda—	12,7/42
			l North of Upper Sanducky—FAP	12,7/42
P-19-e	199-E	Mazz, Dept. of Public Works, Boston, Mazz,	Ci2-H (1). Fitchburg to Westmineter—SN— FAP 273-D (2); SN-FAP 273-G	12/2/42
P-19-e	209-E	Delawere State Highway Dept., Dover, Del.	Longister Pike—WPH-FAP 179-	12,7,42
P-19-e	371-E	Verment Dept. of Highways, Ment- pelier, Vt.	F. H. 1-A.	127/12
P-19-e	415-E	Nebraska Dept. of Highways, Lincoln, Nebr.	West of Falls City FAS 51-A (1)	12,11/42
P-19-e	i e	Nebraska Dept of Highways, Lincoln, Neb.	West of Dorton FAS-32-C (1) Falls City West FAS-31-B (1).	12,7/42
P-19-c	622-E	Maine State Highway Commission, Augusta, Maine.	Falls City West FAS 31-B (1). Menticello SN-FAP 223-F (1)	12,1/42
P-10-e	632-E	i South Dakota State Highway Com-	Houghton FAP 112 (2)	12,10/42
P-19-a	1762-A	miceion, Pierre, S. Dak. Beard of Water and Electric Light Commissioners, City of Lansing, Lansing, Mich.	Londing, Mich	12,12'42
F-10-c	2213-A	Celeralo State Highway Department, Denver, Celo.	From Tatermech to Granby on Fed. ald System of Highways FAP 151-A (3), B (2) & C (3) Conct. Dov. #2.	12,12,42
P-19-a	3575-A	Feleral Werks Agency, Weshington,	Hattlerburg, Mira, (DPW 22-120)	12,4/42
P-10-a		Federal Works Agency, N. Int. Bldz., Washington, D. C.	121, 122). Jackson, Madison County, Tenn. (DPW 49-115).	12/10/42
P-19-h	ยา ยช	Feleral Works Agency, N. Int. Bilg., Washington, D. C.	Monterey, California (WPW 4-001).	12/12/42
P-19-h	6223	Federal Works Agency, N. Int. Blig., Washington, D. C.	Aliquipps, Pa. (DPW 23-123)	12,1/42
P-19-h	C349	l Kodemi Weeks Account M Int Illia	Chula Virta, Calif. (DPW 4-169)	12,12,42
P-19-h		Weshington, D. C. City of Coronedo, Calif., through FWA, Weshington, D. C. Feleral Works Agency, N. Int. Bilg., Weshington, D.	Cerenado, Calif.	
P-19-h		Federal Works Agency, N. Int. Bilg., Washington, D. C.	Hawthorna Mineral Co. Nev.	124/42
P-19-h		Federal Werks Agency, Wechington, D. C.	(WPW 20-107). Elmira, New York—(WPW 20-109).	i
P-19-h		Federal Works Agency, Washington, D. C.	Mobile, Alabama-(WPW 1-145)	
P-19-h		Federal Werks Agency, N. Int. Bl.13., Washington, D. C.	Brandenburg—Meade County, Ky. (DPW 15-143).	12/10/42
P-19-h		Federal Werks Agency, Wechington, D. C.	Lengtr, Tenn.—(WPW 49-201)	12,4,4
P-19-h		Federal Werks Agency, N. Int. Bldg., Washington, D. C.	Litchfield, Ariz.—(WPW 2-114)	•
P-19-h		Federal Works Agency, N. Int. Bilg., Washington, D. C.	Eccambia County, Fla.—(WPW Fla. 6-222).	12,4,42
P-19-h		Federal Works Agency, N. Int. Bldz., Washington, D. C.	Eccambia County, Fla.—(WPW Fla. 6-222). Lordo Elom. School, Lordo, Calif.—(WPW 4-34).	12,4/42
P-19-h		Federal Werks Agency, N. Int. Bldg., Washington, D. C.	213) Margania, Calit.—(WPW-1-	12,4,42
P-19-h		Federal Werks Agency, Wachington, D. C.	Oceano Elem. School Dist. Sm Luis Obligo Co. Calif.—(WPW 4-070).	12,4/42
P-19-h	11985	Federal Werks Agency, N. Int. Bilg., Washington, D. C.	Cayuees Elementary School Dist.	12/10/42
P-19-h	l	Washington, D. C.	(WPW 4-32). Tuntle Crock, Alleg. Co., Pa.— (WPW 2-10). Vancouver, Clark Co., Wash.— (WPW 4-182). U.S. Waldware, O. A. C. Katerson	12442
P-19-h	12209	Washington, D. C.	Vaneguver, Clark Co., Wash.— (WPW 42-182).	12/1/42
P-19-e	12790	Celarada Staté Highway Dept., Dan- ver, Cela.	U. S. Highways to & 6 tetween Grand Junction and Fruita, Colo.—SN-FAP 202A (1) Constr. Div. Nos. 1 & 2. Nachvilla from 8th Ave. South pear	12,12,42
P-19-e	12591-E	Tennessee Dept. of Highways & Pub- lie Works, Nachville, Tenn.	Northville from 8th Ave. South near Shirley St. to city limits on Lay- fatto St. Tennerce—SN-Fab 60-D (1), SN-FAP 50-G (2), Autlabon, N. J.—(WPW 23-123)	12,12,42
P-19-h	10037	Federal Works Agency, N. Int. Bidg., Washington, D. C.	Audubon, N. J.—(WPW 23-123)	12,4/42
P-19-h P-19-h	10906 10916	Detroit Edison Co., Detroit, Mich Federal Works Agency, Washington,	Marysville Steam Electric Station Occaret le, Celif	12 11 42 12 12 42
P-10-e	14646	Va. Dept. of Highways, Richmond, Vo.	On U.S.Rt. 400 near cost city limits of Waverly, Virginia—SN-FAP	12/12/42
P-19-h	14603	Federal Works Agency, N. Int. Bldg.,	176 D(1). Recognize, Vernon Perich, Lo.— (WPW 16-153).	12,4,42
P-19-h	11226	Washington, D. C. Federal Werks Agency, Washington,	Grance, Western Ave., Texas-	12/1/42
P-10-e	15470	D. C. Tenn. Dept. of Highways & Public Works, Neshville, Tenn.	(WPW 41-231). LaFayette St. in Nachville on St. and FA rt. No. 1, U. S. Rts. 41 and 70-S Tenn.—SN-FAP &C-C (3).	12/12/12

7 F.R. 2719; sec. 2 (a), Pub. Law 671, 76th Cong., as amended by Pub. Laws 89 and 507, 77th Cong.) livery of materials therefor, the builder and suppliers affected shall refer to the specific order issued to the builder.

Issued December 14, 1942.

Director General for Operations. ERNEST KANZLER

(P.D. Reg. 1, as amended, 6 F.R. 6680; W.P.B. Reg. 1, 7 F.R. 561; E.O. 9024, 7 F.R. 329; E.O. 9040, 7 F.R. 527; E.O. 9125,

Date of issuance of revocation order

Project affected

Name and address of builder

ë. Seria Preference rating order

12/12/42 12/12/42 12/12/42 12/12/42 12/12/42

Long Beach, Calif., Star King Elom.
School—(WW 4-01b-2).
On U. S. Elighway 90–10 miles west
of Bay St. Louis, thence east
NISS.—SN.—TALP 1190.—(1).
U. S. Eghwy, 40 north of Vandalia
III. SN.—TA.
Flour S. Section O-2VI)
Long Beach, Calif.—(WPW 4015.

P-19-0.... P-10-0-P-19-0---P-19-d____ P-19-h----

12/10/42

LONG U.S. SUCKION OF A STATE OF A

Federal Works Agency, N. Int. Bidg., Washington, D. O., Minnesota Dept. of Hghwys., St. Paul, Minn.

18110

P-19-h...

18517 18531 18766 10138

, P-19-9-

P-10-0

Ill. Dopt. of Public Works & Bldg., Div. of Hghwys., Springfield, Ill.

P-19-0-

Federal Works Agency, N. Int.Bidg., Washington, D. C. Miss. State Highway Com, Jackson, Miss.

17771 18037

P-19-0-

P-10-h

Idaho Dept. of Public Wks., Bolso, Idaho. Minnesota Dept. of Hghwys., St.

12/11/42 12/12/42

Boulder Canyon Proj., Ariz.-Boul-der City Hsg., Novada. Provo River Proj. Bridgo in Linn Co.—FAP 765-1 (1): FAGM 208-D (1) (OFF)...... SN-FAP 296-A (1)-----Project affected Deerfield Dam.... Всперил А Hwys., Denver, Denver, Denver, Ames, Comm. Name and address of builder lowa.

New Moxico Stato Hwy. C
Santa Fe, N. Mex.
Vermont Dopartment of I
Montheller, Vt.
Bureau of Reclamation, D
Colo. Comm., of Reclamation, of Reclamation, of Reclamation, State Hwy. 434-E 641-E g 8447 10158 Serial No.

12/8/42 12/12/12 12/12/42 12/12/42 12/12/42

12/7/42

765-13

Date of Issuance of revocation order

[F. R. Doc. 42-13326; Filed, December 14, 1942; 11:38 a. m.]

11/27/42 12/4/42

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Bridge

New London-Groton Structures

Connecticut Stato Hwy. Dopt., Hart-ford, Conn.

Altus, Oklahoma

Denver,

11192

P-19-h.... P-19-h---

12/12/42

Idaho-SN-FAP 238-A (1).....

Paul, Minn.
Calif. Dopt. of Public Wks., Div. of Eghwys., Secondonto, Calif. Dopt. of Public Wks., Div. of Califor Dept. of Public Wks., Bolso, I daho Dept. of Public Wks.. Bolso, I daho Dept. of Public Wks.. Bolso, A Idaho Dept. of Runal Bleetric Assn. Comm. State Lighwy. Dopt., Hartford, Comm. State Lighwy. Dopt., Hartford, Comm.

20870 21907 22747 24402 26851 26947 27436 27400 28136 30070 30036 30565 32676-E 33932 33034

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20616-E

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Across Snake River bet. Burloy & Paul, Idaho—SN-FAS 219 O(1).
College Flace, Walla Walla Co., Wash.
Over Coun. River bet. Hartford & East Hartford.
Knoxville & Ohattanooga, Tonn, Quinterville & Decatur, Ala., Public barge terminal.
Arizona SN-FAS 111-A (2) Tucson-Florene Highway.
East Ohicago, Indiana.

Oonn. onn. Valley Authority, Knoxville,

22746

F-10-0---

DITICE TO BUILDERS AND SUPPLIERS OF ISSUANCE OF STOP CONSTRUCTION ORDERS CONSTRUCTION OF CERTAIN Stopping Projects

11/27/42

Ariz. State Hghwy. Comm., Phoenix, Ariz. Continental Ordnance Corp., E. Chicago, Ind. Chicago, Ind. Orbite Wks., Bokso, Idaho, of Public Wks., Bokso, Idaho.

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Idaho Dept. of Public Wks., Bolse, Idaho.

12/12/42 12/12/4

Fed. Ald Rt. No. 1 extending from Glouns Ferry easterly—SN-FA 11-13 (2). Fed. Ald Road No. 1 bot. Glouns Fed. Ald Road Mo. 1 bot. Glouns Ferry & King Hill—SN-FA 11-A

The Director General for Operations of 'the War Production Board has issued certain stop construction orders listed in Schedule A below, stopping the construction of the projects affected. For the effect of each such order upon the construction of the project and delivery of materials therefor, the builder and sup-

> 12/4/42 12/4/42 12/4/42 12/12/42 12/12/42

Federal Works Agency, N. Int. Bidg., S. Washington, D. C. Washington, D. C. Washington, D. C. Washington, D. C. Federal Works Agency, Washington, F. Federal Works Agency, N. Int. Bidg., P. G. Washington, P. C. Washington, D. C. Washington, D. C. Washington, D. C. Washington, W. R. & Bidg. Div. C. Washington, D. C. Washington, D. C. Washington, D. C. Washington, D. C. Washington, W. S. & Bidg. Div. G. Heinie Was, Springfield, III.

(RD. Reg. 1, as amended, 6 F.R. 6680; W.P.B. Reg. 1, 7 F.R. 561; E.O. 9024, 7 F.R. 329; E.O. 9040, 7 F.R. 527; E.O. 9125, 7 F.R. 2719; sec. 2 (a), Pub. Law 671, 76th Cong., as amended by Pub. Laws 89 and 507, 77th the specific pliers affected shall refer to order issued to the builder.

Issued December 14, 1942.

Director General for Operations. ERNEST KANZLER

Date of issuance of stop construction order	12/12/42 12/2/42 12/2/42 12/2/42 12/12/42 12/12/42 12/12/42 12/12/42 12/12/42	12/12/42	24/21/21 24/21/21	20,21,21 20,21 20,21
Project affected	Central Valley Prof. Madera Canal Keyes to Hatch Crossing—SN-FAP 171-C(2) Delft, Solo—FAS 409-E(1) Linn County (bridge)—FAP 22-B(1) Rallon Units of Buffal Rapids Prof., Mont Miraco Falss Prof. Nebr. Caddo County, Fed. Lands—G-A(1) Cieveland Co—FAS 81-A(1) Cruig Co.—FAGS 70-A (1).	Oklah. Oklahoma State Hwy. Comm., Oklahoma City, Jesterran Co.—FAS 29-C (1)	Okmulgee Co.—FAP 53-ABC (7)	Newton Project, Utah Edon Project, Wyo Kendrick Project, Wyo Riverton Project, Wyo
Name and address of the builder	Bureau of Reclamation, Denver, Colo- California Division of Hwys. Sacramento, Calif Colorado Stato Hwy. Dept., Denver, Colo- fown Stato Hwy. Comm., Ames, Iova- Bureau of Reclamation, Denver, Colo- Ckaloma St. Hwy. Comm., Okla. City, Okla- Oklahoma St. Hwy. Comm., Okla. City, Okla- Oklahoma State Hwy. Comm., Okla. City, Okla- Oklahoma State Hwy. Comm., Okla. City, Okla-	Oklahoma State Hwy. Comm., Oklahoma City, Okla.	Oklahoma State Hvy. Comm., Oklahoma City, Okla. Okla. State Hvy. Comm., Oklahoma City,	Okla, Burcau of Reclamation, Denver, Colo

12/12/42

12/12/42

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a. m.]

Wash.—SN-FAP 5-B(2), SN-FAP 5-Q(1), Primary State Hwy. No. 1 U. S. Hwy. No. 99 1-2 miles north of Woodland. Eentucky—SN-FA 239-D (1)......

FA 26 (17) (2). Ark.—SN-FAP 441-D (1).....

III. Dept. of Public Wks. & Bldgs. Div. of Highways, Springfield, Ill.

P-19-0.

P-19-0

P-19-b

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Arkansas State Hghwy. Com., Little

Rock, Ark. Wash. Dept. of Hghwys., Olympia, Wash.

35767

P-19-9-

P-19-0-

P-10-0-

F. B. Doc. 42-13327; Filed, December 14, 1942; 11:38 a. m.

certain revocation orders listed in Sched Notice to Builders and Suppliers of Is-

R. Doc. 42-13328; Filed, December 14, 1942; 11:37

E

Kentucky Dept. of Highways, Frank-fort, Kentucky.

The Director General for Operations of the War Production Board has issued OF REVOCATION ORDERS TIALLY REVOKING AND STOPPING STRUCTION OF CERTAIN PROJECTS SUANCE

ule A below partially revoking preference rating orders issued in connection with, and partially stopping the construction of, the projects affected. For the effect of each such order upon preference ratings, construction of the project, and de-